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1 (b) TITLE HEADING.—The heading for title II is
2 amended to read as follows:

3 **“TITLE II—NATIONAL SENIOR**
4 **VOLUNTEER CORPS”.**

5 **SEC. 442. THE RETIRED AND SENIOR VOLUNTEER PRO-**
6 **GRAM.**

7 Section 200 (42 U.S.C. 5000) is amended by striking
8 “retired senior volunteer program” each place that such
9 appears in such section and the Act and inserting “retired
10 and senior volunteer program”.

11 **SEC. 443. OPERATION OF THE RETIRED AND SENIOR VOL-**
12 **UNTEER PROGRAM.**

13 (a) ELIGIBILITY FOR PARTICIPANTS IN THE PRO-
14 GRAM.—Section 201(a) (42 U.S.C. 5001(a)) is
15 amended—

16 (1) in the matter preceding paragraph (1), by
17 inserting “and older working” after “retired”; and

18 (2) in paragraph (2), by striking “aged sixty”
19 and inserting “aged fifty-five”.

20 (b) DELETION OF REQUIREMENT FOR STATE AGEN-
21 CY REVIEW.—Section 201 (42 U.S.C. 5001) is amended—

22 (1) by striking subsection (c); and

23 (2) by redesignating subsection (d) as sub-
24 section (c).

1 **SEC. 444. SERVICES UNDER THE FOSTER GRANDPARENT**
2 **PROGRAM.**

3 Section 211(a) (42 U.S.C. 5011(a)) is amended—

4 (1) by striking “receiving care in hospitals,
5 homes for dependent and neglected children, or
6 other establishments providing care for children with
7 special needs” and inserting “receiving care in hos-
8 pitals; residing in homes for dependent and ne-
9 glected children; and participating in day care cen-
10 ters, schools, Head Start projects, and a variety of
11 other establishments and institutions providing serv-
12 ices for children with special or exceptional needs”;
13 and

14 (2) by inserting after the first sentence the fol-
15 lowing new sentence: “Individual foster grand-
16 parents may provide person-to-person services to one
17 or more children depending upon the needs of the
18 project and local site.”.

19 **SEC. 445. STIPENDS FOR LOW-INCOME VOLUNTEERS.**

20 Section 211(d) (42 U.S.C. 5011(d)) is amended in
21 the second sentence by striking “Any stipend or allowance
22 provided under this subsection shall not be less than \$2.20
23 per hour until October 1, 1990, \$2.35 per hour during
24 fiscal year 1991, and \$2.50 per hour and after October
25 1, 1992,” and inserting “Any stipend or allowance pro-
26 vided under this section shall not be less than \$2.45 per

1 hour on and after October 1, 1993, and shall be adjusted
2 once during the period of 1993 through 1997 to account
3 for inflation, as determined by the Director and rounded
4 to the nearest five cents.”.

5 **SEC. 446. PARTICIPATION OF NON-LOW-INCOME PERSONS**
6 **UNDER PARTS B AND C.**

7 Subsection (f) of section 211(f) (42 U.S.C. 5011(f))
8 is amended to read as follows:

9 “(f) Individuals who are not low-income persons may
10 serve as volunteers under parts B and C, in accordance
11 with such regulations as the Director shall issue, at the
12 discretion of the local project and without receiving any
13 allowance, stipend, or other financial support except reim-
14 bursement for transportation, meals, and out-of-pocket ex-
15 penses incident to serving.”

16 **SEC. 447. CONDITIONS OF GRANTS AND CONTRACTS.**

17 Section 212 (42 U.S.C. 5012) is repealed.

18 **SEC. 448. EVALUATION OF THE SENIOR COMPANION PRO-**
19 **GRAM.**

20 Paragraph (3) of section 213(c) (42 U.S.C.
21 5013(c)(3)) is repealed.

22 **SEC. 449. AGREEMENTS WITH OTHER FEDERAL AGENCIES.**

23 Section 221(a) (42 U.S.C. 5021) is amended by add-
24 ing at the end thereof the following new sentence: “The
25 Director is encouraged to enter into agreements with the

1 Department of Health and Human Services to provide fos-
2 ter grandparents in Head Start projects, to use Medicaid
3 funds where cost-effective in involving Senior Companions
4 in health care arrangements, and to promote in-home care
5 in cooperation with the Administration on Aging, with the
6 Department of Education to promote intergenerational tu-
7 toring and mentoring for at-risk children, and with the
8 Environmental Protection Agency to support conservation
9 efforts.”.

10 **SEC. 450. PROGRAMS OF NATIONAL SIGNIFICANCE.**

11 Section 225 (42 U.S.C. 5025) is amended—

12 (1) in subsection (a)—

13 (A) by striking paragraph (1) and insert-
14 ing the following new paragraph:

15 “(1) The Director is authorized to make grants under
16 the programs authorized in parts A, B, and C of this title
17 to support programs that address national problems that
18 are also of local concern. The Director may, in any fiscal
19 year, determine which programs of national significance
20 will receive priority in that year.”;

21 (B) by striking “paragraph (10)” in para-
22 graph (2)(B) and inserting “paragraphs (10)
23 and (12)”; and

1 (C) by striking “and (10)” in paragraph
2 (2)(C) and inserting “(10), (12), (15), and
3 (16)”;

4 (2) in subsection (b), by adding at the end
5 thereof the following new paragraphs:

6 “(12) Programs that address environmental
7 needs.

8 “(13) Programs that reach out to organizations
9 not previously involved in addressing local needs,
10 such as labor unions and profit-making organiza-
11 tions.

12 “(14) Programs that provide for ethnic out-
13 reach.

14 “(15) Programs that support criminal justice
15 activities.

16 “(16) Programs that involve older volunteers
17 working with young people in apprenticeship pro-
18 grams.”; and

19 (5) in subsection (d), by striking paragraph (1)
20 and inserting the following new paragraph:

21 “(1) Except as provided in paragraph (2), in each
22 fiscal year there shall be available to the Director to make
23 grants under subsection (a) such sums as necessary.”.

1 **SEC. 451. ADJUSTMENTS TO FEDERAL FINANCIAL ASSIST-**
2 **ANCE.**

3 Section 226 (42 U.S.C. 5026) is amended—

4 (1) by striking subparagraph (B) of subsection
5 (a)(1) and all that follows through subsection (b);
6 and

7 (B) by striking “(a)(1)(A)”.

8 **SEC. 452. ARRANGEMENTS WITH PRIVATE, PROFIT-MAKING**
9 **ORGANIZATIONS.**

10 Part D of title II (42 U.S.C. 5021) is amended by
11 adding at the end thereof the following new section:

12 “ARRANGEMENTS WITH PRIVATE, PROFIT-MAKING
13 ORGANIZATIONS

14 “SEC. 228. The Director and grantees funded under
15 this title may enter into arrangements with profit-making
16 organizations so as to offer the services of Senior Compan-
17 ions, Foster Grandparents, and Retired Senior Volunteers
18 to those profit-making organizations, including their em-
19 ployees and relatives, on the condition that all costs of the
20 services, including administrative expenses, are paid for
21 by the profit-making organization and that there is no im-
22 pact on the ACTION funded project to provide services
23 to the community under the grant.”.

24 **SEC. 453. DEMONSTRATION PROGRAMS.**

25 Title II is amended by adding at the end thereof the
26 following new part:

1 “PART E—DEMONSTRATION PROGRAMS

2 “AUTHORITY OF DIRECTOR

3 “SEC. 231. The Director is authorized to make
4 grants or contracts to public and nonprofit organizations,
5 including the organizations funded under parts A, B, and
6 C, for the purposes of demonstrating innovative activities
7 involving older Americans as volunteers. The Director may
8 support both nonstipend and stipended volunteers under
9 this part. Funding may be provided for activities such
10 as—

11 “(1) linking youth groups and older American
12 organizations in volunteer activities;

13 “(2) involving older volunteers in programs and
14 activities different from those currently supported in
15 the community; and

16 “(3) testing whether older American volunteer
17 programs may contribute to new objectives or cer-
18 tain national priorities.

19 “PROHIBITION

20 “SEC. 232. The Director may not reduce the activi-
21 ties, projects, or volunteers funded under the other parts
22 of this title in order to support projects under this part.”.

23 **CHAPTER 3—ADMINISTRATION**

24 **SEC. 461. PURPOSE OF AGENCY.**

25 Section 401 (42 U.S.C. 5041) is amended by insert-
26 ing after the first sentence the following: “This Agency

1 shall also promote the coordination of volunteer efforts
2 among Federal, State, and local agencies and organiza-
3 tions, exchange technical assistance information among
4 them, and provide technical assistance to other nations
5 concerning domestic volunteer programs within their coun-
6 tries.”.

7 **SEC. 462. AUTHORITY OF THE DIRECTOR.**

8 Section 402 (42 U.S.C. 5042) is amended—

9 (1) in paragraphs (5) and (6), by inserting “so-
10 licit and” before “accept” in each such paragraph;

11 (2) in paragraph (13), by striking “and” at the
12 end thereof;

13 (3) by redesignating paragraph (14) as para-
14 graph (15); and

15 (4) by inserting after paragraph (13) the fol-
16 lowing new paragraph:

17 “(14) enter into arrangements with private,
18 profit-making organizations under terms and condi-
19 tions determined by the Director when such agree-
20 ments will further the purposes of the Act; and”.

21 **SEC. 463. COMPENSATION FOR VOLUNTEERS.**

22 Section 404(c) (42 U.S.C. 5044(c)) is amended by
23 inserting “from such volunteers or beneficiaries” after
24 “compensation”.

1 **SEC. 464. REPEAL OF REPORT ON ANNUAL RECRUITMENT**
2 **PLAN.**

3 Section 407 (42 U.S.C. 5047) is repealed.

4 **SEC. 465. APPLICATION OF FEDERAL LAW.**

5 Section 415(b)(4)(A) (42 U.S.C. 5055(b)(4)(A)) is
6 amended by striking “grade GS-7” and inserting “grade
7 GS-5”.

8 **SEC. 466. EVALUATION OF PROGRAMS.**

9 Section 416 (42 U.S.C. 5056) is amended—

10 (1) in subsection (a)—

11 (A) by striking “(including the VISTA Lit-
12 eracy Corps which shall be evaluated as a sepa-
13 rate program at least once every 3 years)” in
14 the first sentence; and

15 (B) by striking “at least once every 3
16 years” in the second sentence and inserting
17 “periodically”;

18 (2) in subsection (b) to read as follows:

19 “(b) In carrying out evaluations of ACTION’s pro-
20 grams, the Director shall create appropriate management
21 information systems that will summarize volunteer activi-
22 ties and accomplishments across the programs supported
23 under this Act. The Director shall report this information
24 on a periodic basis.”; and

25 (3) by striking subsections (d), (e), (f), and (g).

1 **SEC. 467. NONDISCRIMINATION PROVISIONS.**

2 Section 417 (42 U.S.C. 5057) is amended to read as
3 follows:

4 “NONDISCRIMINATION PROVISIONS

5 “SEC. 417. (a) IN GENERAL.—An individual with re-
6 sponsibility for the operation of a project that receives as-
7 sistance under this Act shall not discriminate against a
8 participant or member of the staff of such project on the
9 basis of race, color, national origin, sex, age, disability,
10 or political affiliation of such participant or member.

11 “(b) FEDERAL FINANCIAL ASSISTANCE.—Any assist-
12 ance provided under this Act shall constitute Federal fi-
13 nancial assistance for purposes of title VI of the Civil
14 Rights Act of 1964 (42 U.S.C. 2000d et seq.), title IX
15 of the Education Amendments of 1972 (20 U.S.C. 1681
16 et seq.), the Rehabilitation Act of 1973 (29 U.S.C. 701
17 et seq.), the Age Discrimination Act of 1975 (42 U.S.C.
18 6101 et seq.), and the regulations issued under such Acts.

19 (c) RELIGIOUS DISCRIMINATION.—

20 (1) IN GENERAL.—Except as provided in para-
21 graph (2), an individual with responsibility for the
22 operation of a project that receives assistance under
23 this Act shall not discriminate on the basis of reli-
24 gion against a participant or a member of the
25 project staff who is paid with funds received under
26 this Act.

1 (2) EXCEPTION.—Paragraph (1) shall not
2 apply to the employment, with assistance provided
3 under this Act, of any member of the staff of a
4 project that receives assistance under this Act who
5 was employed with the organization operating the
6 project on the date the grant under this Act was
7 awarded.

8 (d) RULES AND REGULATIONS.—The Director shall
9 promulgate rules and regulations to provide for the en-
10 forcement of this section that shall include provisions for
11 summary suspension of assistance for not more than 30
12 days, on an emergency basis, until notice and an oppor-
13 tunity to be heard can be provided.”.

14 **SEC. 468. ELIMINATION OF SEPARATE REQUIREMENTS FOR**
15 **SETTING REGULATIONS.**

16 Section 420 (42 U.S.C. 5060) is repealed.

17 **SEC. 469. CLARIFICATION OF ROLE OF INSPECTOR GEN-**
18 **ERAL.**

19 Section 422 (42 U.S.C. 5062) is amended—

20 (1) in subsection (a), by inserting “and the In-
21 specter General of ACTION” after “Director”; and

22 (2) in subsection (b), by inserting “, the Inspec-
23 tor General of ACTION,” after “Director” each
24 place that such appears.

1 **SEC. 470. COPYRIGHT PROTECTION.**

2 Title IV is amended by adding at the end thereof,
3 the following new section:

4 “COPYRIGHT PROTECTION

5 “SEC. 426. (a) IN GENERAL.—The following are
6 hereby declared the property of the United States:

7 “(1) The name ‘Retired and Senior Volunteer
8 Program’ and the logo and acronym, ‘RSVP’, associ-
9 ated therewith;

10 “(2) The name ‘Foster Grandparent Program’
11 and the logo and acronym, ‘FGP’, associated there-
12 with;

13 “(3) The name ‘Senior Companion Program’
14 and the logo and acronym, ‘SCP’, associated there-
15 with;

16 “(4) The name ‘Volunteers in Service to Amer-
17 ica’ and the logo and acronym, ‘VISTA’, associated
18 therewith; and

19 “(5) The name ‘National Senior Volunteer
20 Corps’.

21 “(b) SPECIAL ACCOUNT.—The Director shall deposit
22 into a special account, to be available to foster and expand
23 volunteerism consistent with this Act, all fees collected
24 under regulations prescribed by the Director relating to
25 use or reproduction of the property described in subsection
26 (a) by entities other than ACTION.

1 “(c) IMPROPER USE.—

2 “(1) IN GENERAL.—Whoever, except as per-
3 mitted by the laws of the United States and regula-
4 tions issued by the Director—

5 “(A) uses the names ‘ACTION’, ‘National
6 Senior Volunteer Corps’, ‘Retired and Senior
7 Volunteer Program’ (or its acronym, ‘RSVP’),
8 ‘Foster Grandparent Program’ (or its acronym,
9 ‘FGP’), ‘Senior Companion Program’ (or its ac-
10 ronym, ‘SCP’), or ‘Volunteers in Service to
11 America’ (or its acronym, ‘VISTA’), as part of
12 the business or firm name of a person, corpora-
13 tion, partnership, association or other business
14 entity; or

15 “(B) falsely advertises or represents, or
16 publishes or displays any sign, symbol or adver-
17 tisement reasonably calculated to convey the
18 impression that the entity is affiliated with,
19 funded by, or operating under the authority of
20 ACTION or any of its locally funded programs;
21 may be enjoined under an action filed by the Attor-
22 ney General, upon a complaint by the Director.

23 “(2) EXCEPTION.—This section shall not make
24 unlawful the use of any name or title which was law-
25 ful on the date of enactment of this section.

1 “(d) DEFINITIONS.—For purposes of this section:

2 “(1) FOSTER GRANDPARENT PROGRAM.—The
3 term ‘Foster Grandparent Program’ means the pro-
4 gram established under part B of title II.

5 “(2) NATIONAL SENIOR VOLUNTEER CORPS.—
6 The term ‘National Senior Volunteer Corps’ means
7 the programs established under parts A, B, C, and
8 E of title II.

9 “(3) RETIRED AND SENIOR VOLUNTEER PRO-
10 GRAM.—The term ‘Retired and Senior Volunteer
11 Program’ means the program established under part
12 A of title II.

13 “(4) SENIOR COMPANION PROGRAM.—The term
14 ‘Senior Companion Program’ means the program es-
15 tablished under part C of title II.

16 “(5) VOLUNTEERS IN SERVICE TO AMERICA.—
17 The terms ‘Volunteers in Service to America’ and
18 ‘VISTA’ mean the program established under part A
19 of title I.”.

20 **SEC. 471. CENTER FOR RESEARCH AND TRAINING.**

21 Title IV (as amended by section 470) is further
22 amended by at the end thereof the following new section:

23 “CENTER FOR RESEARCH AND TRAINING

24 SEC. 427. There is established within ACTION a
25 Center for Research and Training on Volunteerism. The
26 Center shall carry out research concerning the impact of

1 volunteerism on individuals, organizations, and commu-
2 nities. The Center shall provide training to help improve
3 programs across the country. The Center may award
4 grants to, or enter into contracts with, organizations in
5 order to carry out its responsibilities.”.

6 **SEC. 472. DEPOSIT REQUIREMENT CREDIT FOR SERVICE AS**
7 **A VOLUNTEER.**

8 (a) CIVIL SERVICE RETIREMENT SYSTEM.—

9 (1) CREDITABLE SERVICE.—Section 8332(j) of
10 title 5, United States Code, is amended—

11 (A) in paragraph (1), by inserting “as a
12 full-time volunteer enrolled in a program of at
13 least 1 year’s duration under part A, B, or C
14 of title I of the Domestic Volunteer Service Act
15 of 1973,” after “Economic Opportunity Act of
16 1964,”; and

17 (B) by adding at the end thereof the fol-
18 lowing new paragraph:

19 “(3) The provisions of paragraph (1) relating to
20 credit for service as a volunteer or volunteer leader
21 under the Economic Opportunity Act of 1964 and
22 the Domestic Volunteer Service Act of 1973 shall
23 not apply to any period of service as a volunteer or
24 volunteer leader of an employee or Member with re-
25 spect to which the employee or Member has made

1 the deposit with interest, if any, required by section
2 8334(1).”.

3 (2) DEDUCTIONS, CONTRIBUTIONS, AND DEPOS-
4 ITS.—

5 (A) Section 8334 of title 5, United States
6 Code, is amended by adding at the end thereof
7 the following new subsection:

8 “(1)(1) Each employee or Member who has performed
9 service as a volunteer or volunteer leader under part A
10 of title VIII of the Economic Opportunity Act of 1964 or
11 as a full-time volunteer enrolled in a program of at least
12 1 year’s duration under part A, B, or C of title I of the
13 Domestic Volunteer Service Act of 1973, before the date
14 of separation from service on which the entitlement to any
15 annuity under this subchapter is based may pay, in ac-
16 cordance with such regulations as the Office of Personnel
17 Management shall issue, to the agency by which the em-
18 ployee is employed or, in the case of a Member or a Con-
19 gressional employee, to the Secretary of the Senate or the
20 Clerk of the House of Representatives, as appropriate, an
21 amount equal to 7 percent of the readjustment allowance
22 paid to the employee or Member under section 803 of the
23 Economic Opportunity Act of 1964 or section 105(a) or
24 the Domestic Volunteer Service Act of 1973 for each pe-
25 riod of service as such a volunteer or volunteer leader.

1 “(2) Any deposit made under paragraph (1) more
2 than 2 years after the later of—

3 “(A) the date of enactment of this subsection;
4 or

5 “(B) the date on which the employee or Mem-
6 ber making the deposit first becomes an employee or
7 Member,

8 shall include interest on such amount, computed and com-
9 puted annually beginning on the date of the expiration of
10 the 2-year period. The interest rate that is applicable in
11 computing interest in any year under this paragraph shall
12 be equal to the interest rate that is applicable for such
13 year under subsection (e).

14 “(3) Any payment received by an agency, the Sec-
15 retary of the Senate, or Clerk of the House of Representa-
16 tives under this subsection shall be immediately remitted
17 to the Office of Personnel Management for deposit in the
18 Treasury of the United States to the credit of the Fund.

19 “(4) The Director of ACTION shall furnish such in-
20 formation to the Office to the Personnel Management as
21 the Office may determine to be necessary for the adminis-
22 tration of this subsection.”.

23 (B) Section 8334(e) of title 5, United
24 States Code, is amended in paragraphs (1) and

1 (2) by striking “or (k)” each place that such
2 appears and inserting “(k), or (l)”.

3 (b) FEDERAL EMPLOYEES RETIREMENT SYSTEM.—

4 (1) CREDITABLE SERVICE.—Section 8411 of
5 title 5, United States Code, is amended—

6 (A) in subsection (b)(3), by striking “sub-
7 section (f)” and inserting “subsection (f) or
8 (h)”; and

9 (B) by adding at the end thereof the fol-
10 lowing new subsection:

11 “(h) An employee or Member shall be allowed credit
12 for services as a volunteer or volunteer leader under part
13 A of title VIII of the Economic Opportunity Act of 1964,
14 or as a full-time volunteer enrolled in a program of at least
15 1 year’s duration under part A, B, or C of title I of the
16 Domestic Volunteer Service Act of 1973, performed at any
17 time prior to the separation from service entitlement to
18 any annuity is based if the employee or Member has made
19 a deposit with interest, if any, with respect to such service
20 under section 8422(f).”.

21 (2) DEDUCTIONS, CONTRIBUTIONS.—Section
22 8422 of title 5, United States Code, is amended by
23 adding at the end thereof the following new sub-
24 section:

1 “(f)(1) Each employee or Member who has performed
2 service as a volunteer or volunteer leader under part A
3 of title VIII of the Economic Opportunity Act of 1964,
4 or as a full-time volunteer enrolled in a program or at
5 least 1 year’s duration under part A, B, or C of title I
6 of the Domestic Volunteer Service Act of 1973, before the
7 date of the separation from service on which the entitle-
8 ment to any annuity under this subchapter, or subchapter
9 V of this chapter, is based may pay, in accordance with
10 such regulations as the Office of Personnel Management
11 shall issue, to the agency by which the employee is em-
12 ployed or, in the case of Member or a congressional em-
13 ployee, to the Secretary of the Senate or Clerk of the
14 House of Representatives, as appropriate, an amount
15 equal to 3 percent of the readjustment allowance paid to
16 the employee or Member under title VIII of the Economic
17 Opportunity Service Act of 1964 or title I of the Domestic
18 Volunteer Service Act of 1973 for each period of service
19 as such a volunteer or volunteer leader.

20 “(2) Any deposit made under paragraph (1) more
21 than 2 years after the later of—

22 “(A) the date of enactment of this subsection,
23 or

1 “(B) the date on which the employee or Mem-
2 ber making the deposit first becomes an employee or
3 Member,
4 shall include interest on such amount computed and
5 compounded annually beginning on the date of the expira-
6 tion of the 2-year period. The interest rate that is applica-
7 ble in computing interest in any year under this paragraph
8 shall be equal to the interest rate that is applicable for
9 such year under section 8334(e).

10 “(3) Any payment received by an agency, the Sec-
11 retary of the Senate, or the Clerk of the House of Rep-
12 resentatives under this subsection shall be immediately re-
13 mitted to the Office of Personnel Management for deposit
14 in the Treasury of the United States to the credit of the
15 Fund.

16 “(4) The Director of ACTION shall furnish such in-
17 formation to the Office of Personnel Management as the
18 Office may determine to be necessary for the administra-
19 tion of this subsection.”

20 (c) APPLICABILITY AND OTHER PROVISIONS.—

21 (1) APPLICABILITY.—

22 (A) The amendments made by subsections
23 (a) and (b) shall apply with respect to credit for
24 service as a volunteer or volunteer leader under
25 the Economic Opportunity Act of 1964 or the

1 Domestic Volunteer Service Act of 1973 to indi-
2 viduals who are entitled to an annuity on the
3 basis of a separation from service occurring be-
4 fore, on, or after the effective date of this Act.

5 (B) In the case of any individual whose en-
6 titlement to an annuity is based on a separation
7 from service occurring before the date of enact-
8 ment of this Act, any increase in such individ-
9 ual's annuity on the basis of a deposit made
10 pursuant to section 8334(l) or section 8442(f)
11 of title 5, United States Code, as amended by
12 this Act, shall be effective only with respect to
13 annuity payments payable for calendar months
14 beginning after the date of enactment of this
15 Act.

16 (C) In the case of any individual who is
17 entitled to an annuity under subchapter III of
18 chapter 83 of title 5, United States Code, credit
19 for service under such subchapter III shall be
20 subject to paragraphs (2) through (6).

21 (2) OLD AGE OR SURVIVOR'S ENTITLEMENT.—
22 Subject to paragraph (3), in any case in which an
23 individual described in paragraph (1)(C) is also enti-
24 tled to old age or survivor's insurance benefits under
25 section 202 of the Social Security Act (or would be

1 entitled to such benefits upon filing an application
2 therefore), the amount of the annuity to which such
3 individual is entitled under subchapter III of chapter
4 83 of title 5, United States Code (after taking in ac-
5 count service as a volunteer or volunteer leader
6 under the Economic Opportunity Act of 1964 and
7 the Domestic Volunteer Service Act of 1973) which
8 is payable for any month shall be reduced by an
9 amount determined by multiplying the amount of
10 such old-age or survivor's insurance benefit for the
11 determination month by a fraction—

12 (A) the numerator of which is the total of
13 the wages (within the meaning of section 209 of
14 the Social Security Act) for service as a volun-
15 teer or volunteer leader under the Economic
16 Opportunity Act of 1964 and the Domestic Vol-
17 unteer Service Act of 1973 of such individual
18 credited for years before the calendar year in
19 which the determination month occurs, up to
20 the contribution and benefit base determined
21 under section 230 of the Social Security Act (or
22 other applicable maximum annual amount re-
23 ferred to in section 215(e)(1) of such Act for
24 each year); and

1 (B) the denominator of which is the total
2 of all wages described in subparagraph (A),
3 plus all other wages (within the meaning of sec-
4 tion 209 of such Act) and all self-employment
5 income (within the meaning of section 211(b) of
6 such Act) of such individual credited for years
7 after 1936 and before the calendar year in
8 which the determination month occurs, up to
9 the contribution and benefit base (of such other
10 amount referred to in section 215(e)(1) of such
11 Act) for each such year.

12 (3) LIMITATION.—Paragraph (2) shall not re-
13 duce the annuity of an individual below the amount
14 of the annuity which would be payable to the indi-
15 vidual for the determination month if service of a
16 volunteer or volunteer leader under the Economic
17 Opportunity Act of 1964 or the Domestic Volunteer
18 Service Act of 1973 were not creditable in the com-
19 putation of the individual's annuity for such month.

20 (4) DETERMINATION MONTH.—For purposes of
21 this subsection, the term “determination month”
22 means—

23 (A) the first month the individual de-
24 scribed in paragraph (1)(C) is entitled to old-
25 age or survivor's benefits under section 202(a)

1 of the Social Security Act (or would be entitled
2 to such benefits upon filing an application
3 therefore); or

4 (B) the first calendar month beginning
5 after the date of enactment of this Act, in the
6 case of any individual entitled to such benefits
7 for such month.

8 (5) EFFECTIVE DATE.—The provisions of para-
9 graphs (2) through (4) shall take effect with respect
10 to any annuity payment payable under subchapter
11 III of chapter 83 of title 5, United States Code, for
12 calendar months beginning after the date of enact-
13 ment of this Act.

14 (6) FURNISHING OF INFORMATION.—The Sec-
15 retary of Health and Human Services shall furnish
16 such information to the Office of Personnel Manage-
17 ment as may be necessary to carry out the provi-
18 sions of this subsection.

19 (7) ACTION TO INFORM INDIVIDUALS.—The Di-
20 rector of the Office of Personnel Management shall
21 take such action as may be necessary and appro-
22 priate to inform individuals entitled to credit under
23 this section for service as a volunteer or volunteer
24 leader, or to have any annuity recomputed, or to

1 make a deposit under this section, of such entitle-
2 ment.

3 **CHAPTER 4—AUTHORIZATION OF APPRO-**
4 **PRIATIONS AND OTHER AMENDMENTS**

5 **SEC. 481. AUTHORIZATION OF APPROPRIATIONS FOR TITLE**

6 **I.**

7 Section 501 (42 U.S.C. 5081) is amended to read as
8 follows:

9 “NATIONAL VOLUNTEER ANTIPOVERTY PROGRAMS

10 “SEC. 501. (a) AUTHORIZATIONS.—

11 “(1) VOLUNTEERS IN SERVICE TO AMERICA.—

12 There are authorized to be appropriated to carry out
13 part A of title I, excluding sections 104(e) and 109,
14 such sums as may be necessary for each of the fiscal
15 years 1994 through 1998.

16 “(2) SUMMER PROGRAM.—There are authorized
17 to be appropriated to carry out section 104(e), such
18 sums as may be necessary for each of the fiscal
19 years 1994 through 1998.

20 “(3) LITERACY ACTIVITIES.—There are author-
21 ized to be appropriated to carry out section 109,
22 such sums as may be necessary for each of the fiscal
23 years 1994 through 1998.

24 “(4) STUDENT COMMUNITY SERVICE PRO-
25 GRAMS.—There are authorized to be appropriated to
26 carry out part B of title I, such sums as may be nec-

1 essary for each of the fiscal years 1994 through
2 1998.

3 “(5) SPECIAL VOLUNTEER PROGRAMS.—There
4 are authorized to be appropriated to carry out part
5 C of title I, excluding section 125, such sums as may
6 be necessary for each of the fiscal years 1994
7 through 1998.

8 “(6) LITERACY CHALLENGE GRANTS.—There
9 are authorized to be appropriated to carry out sec-
10 tion 125, such sums as may be necessary for each
11 of the fiscal years 1994 through 1998.

12 “(b) SUBSISTENCE.—The minimum level of allow-
13 ances for subsistence required under section 105(b)(2), to
14 be provided to each volunteer under this Act may not be
15 reduced or limited in order to provide for an increase in
16 the number of volunteer service years under part A of title
17 I.

18 “(c) LIMITATION.—No part of the funds appro-
19 priated to carry out part A of title I may be used to pro-
20 vide volunteers or assistance to any program or project
21 authorized under part B or C of title I, or under title II,
22 unless the program or project meets the antipoverty cri-
23 teria of part A of title I.

1 “(d) AVAILABILITY.—Amounts appropriated for part
2 A of title I shall remain available for obligation for a 2-
3 year period.

4 “(e) VOLUNTEER SERVICE REQUIREMENT.—Of the
5 amounts appropriated under this section for parts A, B,
6 and C of title I, including section 125, there shall first
7 be available for part A of title I an amount not less than
8 the amount necessary to provide 5,500 volunteer service
9 years in fiscal year 1994, and 7,500 volunteer service
10 years in each of fiscal years 1995, 1996, 1997, and 1998.
11 If funds are insufficient to meet this requirement, the Di-
12 rector shall submit a plan to the relevant authorizing and
13 appropriations committees of Congress that will detail
14 what is necessary to fully meet this requirement.”.

15 **SEC. 482. AUTHORIZATION OF APPROPRIATIONS FOR TITLE**

16 **II.**

17 Section 502 (42 U.S.C. 5082) is amended to read as
18 follows:

19 “NATIONAL SENIOR VOLUNTEER CORPS

20 “SEC. 502. (a) RETIRED AND SENIOR VOLUNTEER
21 PROGRAM.—There are authorized to be appropriated to
22 carry out part A of title II, such sums as may be necessary
23 for each of the fiscal years 1994 through 1998.

24 “(b) FOSTER GRANDPARENT PROGRAM.—There are
25 authorized to be appropriated to carry out part B of title

1 II, such sums as may be necessary for each of the fiscal
2 years 1994 through 1998.

3 “(c) SENIOR COMPANION PROGRAM.—There are au-
4 thorized to be appropriated to carry out part C of title
5 II, such sums as may be necessary for each of the fiscal
6 years 1994 through 1998.

7 “(d) DEMONSTRATION PROGRAMS.—There are au-
8 thorized to be appropriated to carry out part E of title
9 II, such sums as may be necessary for each of the fiscal
10 years 1994 through 1998.”.

11 **SEC. 483. AUTHORIZATION OF APPROPRIATIONS FOR TITLE**
12 **IV.**

13 Section 504 (42 U.S.C. 5084) is amended to read as
14 follows:

15 “ADMINISTRATION AND COORDINATION

16 “SEC. 504 (a) IN GENERAL.—For each of the fiscal
17 years 1994 through 1997, there are authorized to be ap-
18 propriated for the administration of this Act as provided
19 for in title IV, 20 percent of the total amount appropriated
20 under sections 501, 502, and title VII with respect to such
21 year.

22 “(b) EVALUATION AND CENTER FOR RESEARCH AND
23 TRAINING.—For each of the fiscal years 1994 through
24 1998, the Director is authorized to expend not less than
25 one-half of 1 percent, nor more than 1 percent, from the

1 amounts appropriated under sections 501, 502, and title
2 VII for the purposes prescribed in sections 416 and 427.”.

3 **SEC. 484. CONFORMING AMENDMENTS; COMPENSATION**
4 **FOR VISTA FECA CLAIMANTS.**

5 Section 8143(b) of title 5, United States Code, is
6 amended by striking “GS-7” and inserting “GS-5”.

7 **SEC. 485. REPEAL OF AUTHORITY FOR YOUTHBUILD PRO-**
8 **GRAM.**

9 Title VII (42 U.S.C. 5051 et seq.) is repealed.

10 **SEC. 486. EFFECTIVE DATE.**

11 This subtitle shall become effective on October
12 1, 1993, or on the date of enactment of this Act,
13 whichever is later.

14 **TITLE V—TECHNICAL AND**
15 **CONFORMING AMENDMENTS**

16 **SEC. 501. DEFINITION OF DIRECTOR.**

17 The Domestic Volunteer Service Act of 1973 is
18 amended—

19 (1) in section 421 (42 U.S.C. 5061), by striking
20 paragraph (1) and inserting the following new para-
21 graph:

22 “(1) the term ‘Director’ means the Chairperson
23 and Executive Director of the Corporation for Na-
24 tional Service appointed under section 191C of the

1 National and Community Services Act of 1990;”;
2 and

3 (2) in section 713 (42 U.S.C. 5091l) by striking
4 paragraph (2) and inserting the following new para-
5 graph:

6 “(2) DIRECTOR.—The term ‘Director’ means
7 the Chairperson and Executive Director of the Cor-
8 poration for National Service appointed under sec-
9 tion 191C of the National and Community Services
10 Act of 1990.”.

11 **SEC. 502. REFERENCES TO ACTION AND THE ACTION AGEN-**
12 **CY IN THE NATIONAL SERVICE LAWS.**

13 (a) DOMESTIC VOLUNTEER SERVICE ACT OF 1973.—
14 The Domestic Volunteer Service Act of 1973 is amended
15 as follows:

16 (1) Section 2(b) (42 U.S.C. 4950(b)) is
17 amended—

18 (A) by striking “ACTION, the Federal do-
19 mestic volunteer agency,” and inserting “this
20 Act”; and

21 (B) by striking “ACTION” and inserting
22 “the Corporation for National Service”.

23 (2) Section 103(b) (42 U.S.C. 4953(b)) is
24 amended—

1 (A) in paragraph (2)(A), by striking “the
2 national headquarters of the ACTION Agency”
3 and inserting “the Corporation”;

4 **【reference to regional employee】** (B) in
5 paragraph (2)(C), by striking “the ACTION
6 Agency” and inserting “the Corporation”;

7 (C) in paragraph (5)—

8 (i) by striking “the ACTION Agency”
9 both places it appears and inserting “the
10 Corporation”; and

11 (ii) by striking “of the Agency”; and

12 **【reference to regional office】** (D) in para-
13 graph (6)—

14 (i) by striking “the ACTION Agency”
15 and inserting “the Corporation”; and

16 (ii) by striking “the regional ACTION
17 office” and inserting “the office of the
18 Corporation”.

19 (3) Section 103(c)(1)(D) (42 U.S.C.
20 4953(c)(1)(D)) is amended by striking “the AC-
21 TION Agency” and inserting “the Corporation”.

22 (4) Section 105(b) (42 U.S.C. 4955(b)) is
23 amended—

1 **【reference to regional office】** (A) in para-
2 graph (3)(A), by striking “the ACTION Agen-
3 cy” and inserting “the Corporation”; and

4 **【reference to regional office】** (B) in para-
5 graph (4), by striking “the ACTION Agency”
6 and inserting “the Corporation”.

7 (5) NOTE: Sections 111, 112, and 113 refer to
8 the “University Year for ACTION (UYA)” program.
9 What should be done about this reference?

10 (6) Section 125(b) (42 U.S.C. 4995(b)) is
11 amended by striking “the ACTION Agency” and in-
12 serting “the Corporation”.

13 (7) Section 225(e) (42 U.S.C. 5025(e)) is
14 amended by striking “the ACTION Agency” and in-
15 serting “the Corporation”.

16 (8) Section 403(a) (42 U.S.C. 5043(a)) is
17 amended—

18 (A) by striking “the ACTION Agency” the
19 first place it appears and inserting “the Cor-
20 poration under this Act”; and

21 (B) by striking “the ACTION Agency” the
22 second place it appears and inserting “the Cor-
23 poration”.

1 (9) Section 407(5) (42 U.S.C. 5047(5)) is
2 amended by striking “the ACTION Agency” and in-
3 serting “the Corporation”.

4 (10) Section 408 (42 U.S.C. 5048) is amended
5 by striking “the ACTION Agency” and inserting
6 “the Corporation”.

7 (11) Section 416(f)(1) (42 U.S.C. 5056(f)(1))
8 is amended by striking “ACTION Agency” and in-
9 serting “Corporation”.

10 (12) Section 420(b) (42 U.S.C. 5060(b)) is
11 amended by striking “the ACTION Agency” and in-
12 serting “the Corporation”.

13 (13) Section 702(a) (42 U.S.C. 5091a(a)) is
14 amended by striking “of the ACTION Agency”.

15 (b) NATIONAL AND COMMUNITY SERVICE ACT OF
16 1990.—**[To be Added]**

17 **SEC. 503. REFERENCES TO ACTION AND THE ACTION AGEN-**
18 **CY IN OTHER LAWS.**

19 (a) INSPECTOR GENERAL.—Section 8E(a)(2) of the
20 Inspector General Act of 1978 (5 U.S.C. App.) is
21 amended—

22 (1) by striking “ACTION,”; and

23 (2) by inserting “the Corporation for National
24 Service,” after “the Consumer Product Safety Com-
25 mission,”.

1 (b) PUBLIC HOUSING SECURITY.—Section 207(c) of
2 the Public Housing Security Demonstration Act of 1978
3 (Public Law 95–557; 92 Stat. 2093; 12 U.S.C. 1701z–
4 6 note) is amended—

5 (1) in paragraph (3)(ii), by striking “Action”
6 and inserting “the Corporation for National Serv-
7 ice”; and

8 (2) in paragraph (4), by striking “Action” and
9 inserting “the Corporation for National Service”.

10 (c) NATIONAL FOREST VOLUNTEERS.—Section 1 of
11 the Volunteers in the National Forests Act of 1972 (16
12 U.S.C. 558a) is amended by striking “Action” and insert-
13 ing “the Corporation for National Service”.

14 (d) PEACE CORPS.—Section 2A of the Peace Corps
15 Act (22 U.S.C. 2501–1) is amended by inserting after
16 “the ACTION Agency” the following: “, the successor to
17 the ACTION Agency,”.

18 (e) INDIAN ECONOMIC DEVELOPMENT.—Section 502
19 of the Indian Financing Act of 1974 (25 U.S.C. 1542)
20 is amended by striking “ACTION Agency” and inserting
21 “the Corporation for National Service”.

22 (f) OLDER AMERICANS.—The Older Americans Act
23 of 1965 is amended—

24 (1) in section 202(c)(1) (42 U.S.C. 3012(c)(1)),
25 by striking “the Director of the ACTION Agency”

1 and inserting “the Corporation for National Serv-
2 ice”;

3 (2) in section 203(a)(1) (42 U.S.C.
4 3013(a)(1)), by striking “the ACTION Agency” and
5 inserting “the Corporation for National Service”;
6 and

7 (3) in section 422(b)(12)(C) (42 U.S.C.
8 3035a(b)(12)(C)), by striking “the ACTION Agen-
9 cy” and inserting “the Corporation for National
10 Service”.

11 (g) VISTA SERVICE EXTENSION.—Section 101(c)(1)
12 of the Domestic Volunteer Service Act Amendments of
13 1989 (Public Law 101-204; 103 Stat. 1810; 42 U.S.C.
14 4954 note) is amended by striking “Director of the AC-
15 TION Agency” and inserting “Executive Director of the
16 Corporation for National Service”.

17 (h) AGING RESOURCE SPECIALISTS.—Section 205(c)
18 of the Older American Amendments of 1975 (Public Law
19 94-135; 89 Stat. 727; 42 U.S.C. 5001 note) is amended—

20 (1) in paragraph (1)—

21 (A) by striking “the ACTION Agency,”
22 and inserting “the Corporation for National
23 Service,”; and

1 (B) by striking “the Director of the AC-
2 TION Agency” and inserting “the Executive
3 Director of the Corporation;

4 (2) in paragraph (2)(A), by striking “ACTION
5 Agency” and inserting “Corporation”; and

6 (3) in paragraph (3), by striking subparagraph
7 (A) and inserting the following new subparagraph:

8 “(A) the term ‘Corporation’ means the Cor-
9 poration for National Service established by section
10 191 of the National and Community Service Act of
11 1990.”.

12 (i) PROMOTION OF PHOTOVOLTAIC ENERGY.—Sec-
13 tion 11(a) of the Solar Photovoltaic Energy Research, De-
14 velopment, and Demonstration Act of 1978 (42 U.S.C.
15 5590) is amended by striking “the Director of ACTION,”.

16 (j) COORDINATING COUNCIL ON JUVENILE JUS-
17 TICE.—Section 206(a)(1) of the Juvenile Justice and De-
18 linquency Prevention Act of 1974 (42 U.S.C. 5616(a)(1))
19 is amended by striking “the Director of the ACTION
20 Agency” and inserting “the Executive Director of the Cor-
21 poration for National Service”.

22 (k) ENERGY CONSERVATION.—Section 413(b)(1) of
23 the Energy Conservation and Production Act (42 U.S.C.
24 6863(b)(1)) is amended by striking “the Director of the
25 ACTION Agency,”.

1 (l) INTERAGENCY COUNCIL ON THE HOMELESS.—
2 Section 202(a) of the Stewart B. McKinney Homeless As-
3 sistance Act (42 U.S.C. 11312(a)) is amended by striking
4 paragraph (12) and inserting the following new para-
5 graph:

6 “(12) The Executive Director of the Corpora-
7 tion for National Service, or the designee of the Ex-
8 ecutive Director.”.

9 (m) ANTI-DRUG ABUSE.—Section 3601 of the Anti-
10 Drug Abuse Act of 1988 (42 U.S.C. 11851) is amended
11 by striking paragraph (6) and inserting the following new
12 paragraph:

13 “(6) the term ‘Director’ means the Chairperson
14 and Executive Director of the Corporation for Na-
15 tional Service,”.

16 (n) ADMINISTRATION CHILDREN, YOUTH, AND FAMI-
17 LIES.—Section 916(b) of the Claude Pepper Young Amer-
18 icans Act of 1990 (42 U.S.C. 13212(b)) is amended by
19 striking “the Director of the ACTION Agency” and in-
20 serting “the Executive Director of the Corporation for Na-
21 tional Service”.

22 **SEC. 504. DEFINITION OF CORPORATION.**

23 Section 421 of the Domestic Volunteer Service Act
24 of 1973 (42 U.S.C. 5061) is amended—

1 (1) by striking “and” at the end of paragraph
2 (6);

3 (2) by striking the period at the end of para-
4 graph (7) and inserting “; and”; and

5 (3) by adding at the end the following new
6 paragraph:

7 “(8) the term ‘Corporation’ means the Corpora-
8 tion for National Service established under section
9 191 of the National and Community Service Act of
10 1990.”.

11 **SEC. 505. REFERENCES TO COMMISSION.**

12 **【To be supplied.】**

13 **SEC. 506. EFFECTIVE DATE.**

14 (a) ACTION.—The amendments made by sections
15 501 through 503 shall take effect on the effective date
16 of section 203.

17 (b) COMMISSION.—The amendments made by sec-
18 tions 504 and 505 will take effect on October 1, 1993.

19 **【Other amendments to be supplied】**

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1 **SEC. 202. INTERIM AUTHORITIES OF THE CORPORATION**
2 **FOR NATIONAL SERVICE AND ACTION AGEN-**
3 **CY.**

4 (a) NATIONAL AND COMMUNITY SERVICE ACT OF
5 1990.—Subtitle G of title I of the National and Commu-
6 nity Service Act of 1990 (42 U.S.C. 12651) is amended
7 to read as follows:

8 **“Subtitle G—Corporation for**
9 **National Service**

10 **“SEC. 191. CORPORATION FOR NATIONAL SERVICE.**

11 “There is established a Corporation for National
12 Service that shall administer the programs established
13 under this Act. The Corporation shall be a Government
14 corporation, as defined in section 103 of title 5, United
15 States Code.

16 **“SEC. 191A. BOARD OF DIRECTORS.**

17 “(a) COMPOSITION.—

18 “(1) IN GENERAL.—There shall be in the Cor-
19 poration a Board of Directors (referred to in this
20 subtitle as the ‘Board’) that shall be composed of—

21 “(A) 11 members, including the Chair-
22 person appointed under section 191C, to be ap-
23 pointed by the President by and with the advice
24 and consent of the Senate; and

25 “(B) the ex officio members described in
26 paragraph (4).

2

1 “(2) QUALIFICATIONS.—To the maximum ex-
2 tent practicable, the President shall appoint
3 members—

4 “(A) who have extensive experience in vol-
5 unteer and service programs, including pro-
6 grams not authorized under this Act;

7 “(B) who represent a broad range of view-
8 points;

9 “(C) who have expertise in the area of
10 human, educational, environmental, or public
11 safety service; and

12 “(D) so that the Board shall be diverse ac-
13 cording to race, ethnicity, age, and gender, and
14 shall have bipartisan representation.

15 “(3) INITIAL MEMBERS.—The members first
16 appointed to the Board after the date of enactment
17 of this section shall be appointed from among indi-
18 viduals who served on the Board of Directors of the
19 Commission on National and Community Service.

20 “(4) EX OFFICIO MEMBERS.—The Secretary of
21 Education, the Secretary of Health and Human
22 Services, the Secretary of Labor, the Secretary of
23 the Interior, the Secretary of Agriculture, the Sec-
24 retary of Housing and Urban Development, the Sec-
25 retary of Defense, the Attorney General, and the

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1 Administrator of the Environmental Protection
2 Agency shall serve as ex officio nonvoting members
3 of the Board.

4 "(b) TERMS.—Each appointed member of the Board
5 shall serve for a term of 3 years, except that four of the
6 members first appointed to the Board after the date of
7 enactment of this section shall serve for a term of 1 year
8 and four shall serve for a term of 2 years, as designated
9 by the President.

10 "(c) VACANCIES.—As vacancies occur on the Board,
11 new members shall be appointed by the President, by and
12 with the advice and consent of the Senate, and serve for
13 the remainder of the term for which the predecessor of
14 such member was appointed. The vacancy shall not affect
15 the power of the remaining members to execute the duties
16 of the Board.

17 **"SEC. 191B. AUTHORITIES AND DUTIES OF THE BOARD OF**
18 **DIRECTORS.**

19 "(a) MEETINGS.—The Board shall meet not less than
20 three times each year. The Board shall hold additional
21 meetings if six members of the Board request such meet-
22 ings in writing.

23 "(b) QUORUM.—A majority of the appointed mem-
24 bers of the Board shall constitute a quorum.

25 "(c) OFFICERS. —

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~~Chairman~~
1 “(1) VICE ~~PRESIDENT~~.—The Board shall elect
2 a Vice Chairperson from among its membership. The
3 Vice Chairperson may conduct meetings of the
4 Board in the absence of the Chairperson.

5 “(2) OTHER OFFICERS.—The Board may elect
6 from among its membership such additional officers
7 of the Board as the Board determines to be appro-
8 priate.

9 “(d) EXPENSES.—While away from their homes or
10 regular places of business on the business of the Board,
11 members of such Board may be allowed travel expenses,
12 including per diem in lieu of subsistence, as is authorized
13 under section 5703 of title 5, United States Code, for per-
14 sons employed intermittently in the Government service.

15 “(e) SPECIAL GOVERNMENT EMPLOYEES.—For pur-
16 poses of the provisions of chapter 11 of part I of title 18,
17 United States Code, and any other provision of Federal
18 law, a member of the Board (to whom such provisions
19 would not otherwise apply except for this subsection) shall
20 be a special Government employee.

21 “(f) DUTIES.—The Board shall—

22 “(1) make such grants and allotments, enter
23 into such contracts, award such other financial as-
24 sistance, make such payments (in lump sum or in-
25 stallments, and in advance or by way of reimburse-

*The Chairperson
upon the
recommendation
of the Board*

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1 ment, and in the case of financial assistance other-
2 wise authorized under this Act, with necessary ad-
3 justments on account of overpayments and under-
4 payments), and suspend or terminate such payments
5 in accordance with section 176 [can the Board con-
6 duct the necessary hearings?], as are necessary or
7 appropriate to carry out this Act;

8 "(2) prepare an annual strategic plan for the
9 Corporation with respect to the grants, allotments,
10 contracts, assistance, and payments described in
11 paragraph (1), and with respect to such standards,
12 policies, procedures, programs, and initiatives as are
13 necessary or appropriate to carry out this Act;

14 "(3)(A) review the actions of the Chairperson
15 with respect to the personnel of the Corporation,
16 and with respect to the standards, policies, proce-
17 dures, programs, and initiatives; and

18 "(B) inform the Chairperson of any aspects of
19 the actions that are not in compliance with the an-
20 nual strategic plan or not consistent with the objec-
21 tives of this Act;

22 "(4) receive, and act on, the reports issued by
23 the Inspector General of the Corporation;

24 "(5) advise the Chairperson and the Congress
25 concerning developments in national and community

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1 service that merit the attention of the Chairperson
2 and the Congress;

3 “(6) provide for research with respect to na-
4 tional and community service programs, including
5 service-learning programs;

6 “(7) arrange for the evaluation of programs es-
7 tablished under this Act, in accordance with section
8 179;

9 “(8) disseminate information regarding the pro-
10 grams and initiatives of the Corporation; and

11 “(9) carry out any other activities determined
12 to be appropriate by the Chairperson.

13 “(g) ~~FEDERAL ADVISORY COMMITTEE ACT.~~—[The
14 Federal Advisory Committee Act (5 U.S.C. App.) shall not
15 apply with respect to the Board.]

16 **“SEC. 191C. CHAIRPERSON AND DIRECTOR.**

17 “(a) APPOINTMENT.—The Corporation shall be head-
18 ed by an individual who shall serve as Chairperson of the
19 Board and as Director of the Corporation, and who shall
20 be appointed by the President by and with the advice and
21 consent of the Senate.

22 “(b) COMPENSATION.—The Chairperson shall be
23 compensated at the rate provided for level III of the Exec-
24 utive Schedule under section 5314 of title 5, United States
25 Code.

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1 “(c) REGULATIONS.—The Chairperson shall pre-
2 scribe such rules and regulations as are necessary or ap-
3 propriate to carry out this Act.

4 "SEC. 191D. AUTHORITIES AND DUTIES OF THE CHAIR.
5 PERSON.

6 “(a) GENERAL POWERS AND DUTIES.—The Chair-
7 person shall be responsible for the exercise of the powers
8 and the discharge of the duties of the Corporation that
9 are not reserved to the Board, and shall have authority
10 and control over all personnel of the Corporation.

11 “(b) DUTIES.—In addition to the duties conferred on
12 the Chairperson under any other provision of this Act, the
13 Chairperson shall—

14 “(1) submit a proposal to the Board regarding,
15 and establish, such standards, policies, and proce-
16 dures, as are necessary or appropriate to carry out
17 this Act;

18 “(2) establish and administer such programs
19 and initiatives as the Board may determine to be
20 necessary to carry out this Act;

21 “(3) consult with appropriate Federal agencies
22 in administering such programs and initiatives;

23 “(4) prepare and submit to the Board an an-
24 nual report, and such interim reports as may be nec-
25 essary, describing the major actions of the Chair-

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1 person with respect to the personnel of the Corpora-
2 tion, and with respect to such standards, policies,
3 procedures, programs, and initiatives;

4 “(5) notify, and provide an explanation to, the
5 Board regarding any substantial differences between
6 the actions of the Chairperson and the strategic plan
7 described in section 191B(f)(2); and

8 “(6) prepare and submit to the appropriate
9 committees of Congress an annual report, and such
10 interim reports as may be necessary, describing—

11 “(A) the services referred to in paragraph
12 (1), and the money and property referred to in
13 paragraph (2), of section 192(a) that have been
14 accepted by the Corporation; and

15 “(B) the manner in which the Corporation
16 used or disposed of such services, money, and
17 property.

18 “(c) POWERS.—In addition to the authority conferred
19 on the Chairperson under this Act, the Chairperson may—

20 “(1) establish, alter, consolidate, or discontinue
21 such organizational units or components within the
22 Corporation as the Chairperson considers necessary
23 or appropriate;

24 “(2) with the approval of the President—

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1 “(A) arrange with and reimburse the heads
2 of other Federal agencies for the performance
3 of any of the provisions of this Act; and

4 “(B) as necessary or appropriate—

5 “(i) delegate any of the functions of
6 the Chairperson under this Act, or, with
7 the permission of the Board, any of the
8 functions of the Board under this Act, to
9 such heads of Federal agencies; and

10 “(ii) authorize the redelegation of
11 such functions,

12 subject to provisions to assure the maximum
13 possible liaison between the Corporation and
14 such other agencies at all operating levels;

15 “(3) with their consent, utilize the services and
16 facilities of Federal agencies without reimbursement,
17 and, with the consent of any State or a political sub-
18 division of a State, accept and utilize the services
19 and facilities of the agencies of such State or sub-
20 divisions without reimbursement;

21 “(4) allocate and expend, or transfer to other
22 Federal agencies for expenditure, such funds made
23 available under this Act as the Chairperson deter-
24 mines to be necessary to carry out the provisions of

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1 this Act, including expenditure for construction, re-
2 pairs, and capital improvements;

3 “(5) disseminate, without regard to the provi-
4 sions of section 3204 of title 39, United States
5 Code, data and information, in such form as the
6 Chairperson shall determine to be appropriate to
7 public agencies, private organizations, and the gen-
8 eral public;

9 “(6) collect or compromise all obligations to or
10 held by the Chairperson and all legal or equitable
11 rights accruing to the Chairperson in connection
12 with the payment of obligations in accordance with
13 chapter 37 of title 31, United States Code (com-
14 monly known as the ‘Federal Claims Collection Act
15 of 1966’);

16 “(7) expend funds made available for purposes
17 of this Act, without regard to any other law or regu-
18 lation, for rent of buildings and space in buildings
19 and for repair, alteration, and improvement of build-
20 ings and space in buildings rented by the Chair-
21 person;

22 “(8) sue [and be sued] in any court of record
23 of a State having general jurisdiction or in any dis-
24 trict court of the United States, [with respect to a

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1 civil action arising under this Act]; and [should this
2 be the Board in some cases?]

3 “(9) generally perform such functions and take
4 such steps consistent with the objectives and provi-
5 sions of this Act, as the Chairperson determines to
6 be necessary or appropriate to carry out such provi-
7 sions.

8 “(d) DELEGATION.—

9 “(1) DEFINITION.—As used in this subsection,
10 the term ‘function’ means any duty, obligation,
11 power, authority, responsibility, right, privilege, ac-
12 tivity, or program.

13 “(2) IN GENERAL.—Except as otherwise pro-
14 hibited by law or provided in this Act, the Chair-
15 person may delegate any function under this Act,
16 and authorize such successive redelegations of such
17 function as may be necessary or appropriate. No del-
18 egation of a function by the Chairperson under this
19 subsection or under any other provision of this Act
20 shall relieve such Chairperson of responsibility for
21 the administration of such function.

22 “(3) FUNCTION OF BOARD.—The Chairperson
23 may not delegate a function of the Board without
24 the permission of the Board.

1 “(4) FULL-TIME FEDERAL EMPLOYEE.—The
2 Chairperson may delegate a function under this Act
3 only to a full-time Federal employee.

4 “(e) ACTION.—In an action described in subsection
5 (e)(8)—

6 “(1) a district court referred to in such section
7 shall have jurisdiction of such a civil action without
8 regard to the amount in controversy;

9 “(2) such an action brought by [or against]
10 the Chairperson shall survive notwithstanding any
11 change in the person occupying the office of Chair-
12 person or any vacancy in that office;

13 “(3) no attachment, injunction, garnishment, or
14 other similar process, mesne or final, shall be issued
15 against the Chairperson or property under the con-
16 trol of the Chairperson; and

17 “(4) [nothing in this section shall be construed
18 to except litigation arising out of activities under
19 this Act from the application of sections 509, 517,
20 547, and 2679 of title 28, United States Code.]

21 **“SEC. 191E. OFFICERS.**

22 “(a) MANAGING DIRECTORS.—

23 “(1) IN GENERAL.—There shall be in the Cor-
24 poration two Managing Directors, who shall be ap-

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1 pointed by the President by and with the advice and
2 consent of the Senate.

3 “(2) COMPENSATION.—The Managing Direc-
4 tors shall be compensated at the rate provided for
5 level IV of the Executive Schedule under section
6 5315 of title 5, United States Code.

7 “(3) DUTIES.—

8 “(A) FEDERAL PROGRAMS.—One of the
9 Managing Directors shall be primarily respon-
10 sible for the Federal programs carried out by
11 the Corporation.

12 “(B) INVESTMENT PROGRAMS.—The other
13 Managing Director shall be primarily respon-
14 sible for the financial assistance programs car-
15 ried out by the Corporation.

16 “(b) INSPECTOR GENERAL.—

17 “(1) OFFICE.—There shall be in the Corpora-
18 tion an Office of the Inspector General.

19 “(2) APPOINTMENT.—Such Office shall be
20 headed by an Inspector General appointed in accord-
21 ance with the Inspector General Act of 1978, who
22 shall report directly to the Board.

23 “(3) COMPENSATION.—The Inspector General
24 shall be compensated at the rate provided for level

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1 IV of the Executive Schedule under section 5315 of
2 title 5, United States Code.

3 “(4) DUTIES.—[To be supplied.]

4 “SEC. 191F. EMPLOYEES, CONSULTANTS, AND OTHER PER-
5 SONNEL.

6 “(a) EMPLOYEES.—

7 “(1) IN GENERAL.—The Chairperson may ap-
8 point and determine the compensation of such em-
9 ployees as the Chairperson determines to be nec-
10 essary to carry out the duties of the Corporation.

11 “(2) TERMS.—

12 “(A) INITIAL TERM.—

13 “(i) LENGTH OF TERM.—Such an em-
14 ployee shall be appointed for an initial
15 term that shall not exceed 5 years.

16 “(ii) PROBATION PERIOD.—The
17 Chairperson shall take such action, includ-
18 ing the issuance of rules, regulations, and
19 directives, as shall provide, as nearly as
20 conditions of good administration warrant,
21 for a 1-year period of probation before
22 such an appointment becomes final.

23 “(B) ADDITIONAL TERMS.—Such an em-
24 ployee may be appointed for one or more addi-
25 tional terms, if the Chairperson determines that

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1 such an appointment is necessary to ensure the
2 continuity of [program functions] under this
3 Act.

4 "(C) LIMITATIONS.—

5 "(i) IN GENERAL.—No such employee
6 shall be appointed for a total period of
7 more than 7 years, unless the Chairperson
8 determines that special circumstances re-
9 quire the appointment of an employee for
10 a longer period.

11 "(ii) DETERMINATION.—The Chair-
12 person may not delegate the authority to
13 make the determination described in clause
14 (i).

15 "(D) APPOINTMENT IN THE COMPETITIVE
16 SERVICE AFTER EMPLOYMENT IN THE COR-
17 PORATION.—

18 "(i) EMPLOYEES WITH NOT LESS
19 THAN 3 YEARS OF EMPLOYMENT.—An em-
20 ployee, other than a representative de-
21 scribed in section 191G, who is separated
22 from the Corporation on the basis of any
23 requirement of this paragraph, and who
24 has not less than 3 years of continuous
25 employment with the Corporation, may [be

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1 considered for a position in the competitive
2 service, for which the employee is otherwise
3 qualified, without regard to sections
4 ____].

5 “(ii) EMPLOYEES WITH NOT LESS
6 THAN 1 BUT LESS THAN 3 YEARS OF EM-
7 PLOYMENT.—An employee, other than a
8 representative described in section 191G,
9 who is separated from the Corporation on
10 the basis of any requirement of this para-
11 graph, and who has not less than 1 year,
12 but less than 3 years, of continuous em-
13 ployment with the Corporation, may [be
14 considered for a position in the competitive
15 service, for which the employee is otherwise
16 qualified, without regard to sections
17 ____], until the date that is 3 years after
18 the date of separation.

19 “(iii) DEFINITION.—As used in this
20 subparagraph, the term ‘competitive serv-
21 ice’ has the meaning given the term in sec-
22 tion 2102 of title 5, United States Code.

23 “(3) APPOINTMENT AND COMPENSATION.—

24 “(A) IN GENERAL.—Except as provided in
25 subparagraphs (B)(iv) and (C)(ii), the Chair-

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1 person may appoint and determine the com-
2 pensation of employees under this subsection
3 without regard to the provisions of title 5, Unit-
4 ed States Code, governing appointments in the
5 competitive service, and without regard to the
6 provisions of chapter 51 and subchapter III of
7 chapter 53 of such title relating to classification
8 and General Schedule pay rates.

9 “(B) CORPORATION SELECTION AND COM-
10 PENSATION SYSTEMS.—

11 “(i) ESTABLISHMENT OF SYSTEM.—

12 The Chairperson, in consultation with the
13 Director of the Office of Personnel Man-
14 agement, shall issue regulations establish-
15 ing selection and compensation systems for
16 the Corporation.

17 “(ii) APPLICATION.—The Chairperson
18 shall appoint and determine the compensa-
19 tion of employees referred to in paragraph
20 (1), other than representatives described in
21 section 191G, in accordance with the selec-
22 tion and compensation systems referred to
23 in clause (i).

24 “(iii) SELECTION SYSTEM.—The se-
25 lection system shall include a scheme for

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1 the classification of positions in the Cor-
2 poration, and shall provide for the selection
3 of such an employee for such a position—

4 “(I) through a competitive proc-
5 ess; and

6 “(II) on the basis of the quali-
7 fications of applicants and the re-
8 quirements of the position.

9 “(iv) COMPENSATION SYSTEM.—The
10 compensation system shall require that the
11 compensation of such an employee be de-
12 termined on the basis of the job perform-
13 ance of the employee, and shall be consist-
14 ent with the principles described in section
15 5301 of title 5, United States Code. The
16 rate of compensation for each employee
17 compensated through the system shall not
18 exceed the annual rate of basic pay payable
19 for level ~~V~~ of the Executive Schedule
20 under section 5315 of title 5, United
21 States Code.

22 “(C) SELECTION AND COMPENSATION OF
23 CORPORATION REPRESENTATIVES.—

24 “(i) IN GENERAL.—The Chairperson
25 may appoint and determine the compensa-

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1 tion of representatives described in section
2 191G without regard to the selection and
3 compensation systems described in sub-
4 paragraph (B).

5 “(ii) LIMITATION ON COMPENSA-
6 TION.—The rate of compensation for each
7 representative described in section 191G
8 shall not exceed the maximum rate of basic
9 pay payable for GS-15 of the General
10 Schedule under section 5332 of title 5,
11 United States Code.

12 “(b) CONSULTANTS.—The Chairperson may procure
13 the temporary and intermittent services of experts and
14 consultants and compensate the experts and consultants
15 in accordance with section 3109(b) of title 5, United
16 States Code.

17 “(c) DETAILS OF PERSONNEL.—The head of any
18 Federal department or agency may detail on a reimburs-
19 able basis, or on a nonreimbursable basis for not to exceed
20 180 calendar days during any fiscal year, as agreed upon
21 by the Chairperson and the head of the Federal agency,
22 any of the personnel of that department or agency to the
23 Corporation to assist the Corporation in carrying out the
24 duties of the Corporation under this Act. Any detail shall

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1 not interrupt or otherwise affect the civil service status
2 or privileges of the Federal employee.

3 "SEC. 191G. CORPORATION REPRESENTATIVE IN EACH
4 STATE.

5 "(a) DESIGNATION OF REPRESENTATIVE.—The Cor-
6 poration shall designate 1 employee of the Corporation for
7 each State or group of ~~nearby~~ States to serve as the rep-
8 resentative of the Corporation in the State or States and
9 to assist the Corporation in carrying out the activities ~~(de-~~
10 ~~scribed in [subtitle B or C])~~ in the State or States.

11 "(b) DUTIES.—The representative designated under
12 this section for a State or group of nearby States shall
13 serve as the liaison between—

14 "(1) the Corporation and the State Commission
15 that is established in the State or States; and

16 "(2) the Corporation and any subdivision of a
17 State, Indian tribe, public or private nonprofit orga-
18 nization, or institution of higher education, in the
19 State or States, that is awarded a grant under sec-
20 tion 121 directly from the Corporation.

21 "(c) MEMBER OF STATE COMMISSION.—The rep-
22 resentative designated under this section for a State or
23 group of States shall also serve as a voting member of
24 the State Commission established in the State or States.

*under the
NS Act*

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1 **"SEC. 191H. ADVISORY COMMITTEES.**

2 “(a) ESTABLISHMENT.—The Chairperson may estab-
3 lish advisory committees in the Corporation to advise the
4 Board with respect to national or community service is-
5 sues. ~~【Is it possible to provide more detail?】~~

6 “(b) COMPOSITION.—Such an advisory committee
7 shall be composed of members appointed by the Chair-
8 person, with such qualifications as the Chairperson may
9 specify.

10 “(c) EXPENSES.—Members of such an advisory com-
11 mittee may be allowed travel expenses as described in sec-
12 tion 191B(d).

13 “(d) STAFF.—The Chairperson is authorized to ap-
14 point and fix the compensation of such staff as the Chair-
15 person determines to be necessary to carry out the func-
16 tions of the advisory committee, in accordance with section
17 191F(a)(3)(A), and without regard to the selection and
18 compensation systems described in section 191F(a)(3)(B).
19 Such compensation shall not exceed the rate described in
20 section 191F(a)(3)(C)(ii).

21 ~~【The Federal Advisory Committee Act will apply un-
22 less the advisory committees are exempted.】~~

23 **"SEC. 192. ADMINISTRATION.**

24 “(a) DONATIONS.—

25 “(1) SERVICES.—

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1 “(A) VOLUNTEERS.—Notwithstanding sec-
2 tion 1342 of title 31, United States Code, the
3 Corporation may solicit and accept the vol-
4 untary services of individuals, and provide to
5 such individuals the travel expenses described in
6 section 191B(d).

7 “(B) LIMITATION.—Such a volunteer shall
8 not be considered to be a Federal employee and
9 shall not be subject to the provisions of law re-
10 lating to Federal employment, including those
11 relating to hours of work, rates of compensa-
12 tion, leave, unemployment compensation, and
13 Federal employee benefits, except that—

14 “(i) for the purposes of the tort
15 claims provisions of chapter 171 of title
16 28, United States Code, a volunteer under
17 this subtitle shall be considered to be a
18 Federal employee; and

19 “(ii) for the purposes of subchapter I
20 of chapter 81 of title 5, United States
21 Code, relating to compensation to Federal
22 employees for work injuries, volunteers
23 under this subtitle shall be considered to
24 be employees, as defined in section
25 8101(1)(B) of title 5, United States Code,

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1 and the provisions of such subchapter shall
2 apply.

3 “(2) PROPERTY.—The Corporation may solicit,
4 accept, use, and dispose of, in furtherance of the
5 purposes of this Act, donations of any money or
6 property, real, personal, or mixed, tangible or intan-
7 gible, received by gift, devise, bequest, or otherwise.

8 “(3) RULES.—The Chairperson shall establish
9 written rules setting forth the criteria to be used in
10 determining whether the solicitation or acceptance of
11 contributions of money or property, real, personal,
12 or mixed, tangible or intangible, received by gift, de-
13 vice, bequest, or otherwise (pursuant to paragraph
14 (2)) would reflect unfavorably upon the ability of the
15 Corporation or any employee of the Corporation to
16 carry out the responsibilities or official duties of the
17 Corporation in a fair and objective manner, or would
18 compromise the integrity of the programs of the
19 Corporation or any official involved in such pro-
20 grams.

21 “(4) DISPOSITION.—Upon completion of the
22 use by the Corporation of any affected property,
23 such completion shall be reported to the General
24 Services Administration and such property shall be
25 disposed in accordance with title II of the Federal

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1 Property and Administrative Services Act of 1949
2 (40 U.S.C. 471 et seq.).

3 “(5) VOLUNTEER.—As used in this subsection,
4 the term ‘volunteer’ does not include a participant.

5 “(b) TECHNICAL ASSISTANCE.—On the request of
6 the [Chairperson], the heads of other pertinent Federal
7 agencies shall provide, without reimbursement, such tech-
8 nical assistance and administrative support services to the
9 Corporation as the [Chairperson] determines to be nec-
10 essary to carry out the duties of the Corporation.

11 “(c) CONTRACTS.—Subject to the Federal Property
12 and Administrative Services Act of 1949, the Corporation
13 may enter into contracts, and cooperative and interagency
14 agreements, with Federal and State agencies, private
15 firms, institutions, and individuals to conduct activities
16 necessary to carry out the duties of the Corporation under
17 this Act.”.

18 (b) DOMESTIC VOLUNTEER SERVICE ACT OF
19 1973.—Section 401 of the Domestic Volunteer Service Act
20 of 1973 (42 U.S.C. 5041) is amended by inserting after
21 the second sentence the following: “The Director shall re-
22 port directly to the [Chairperson] of the Corporation for
23 National Service.”.

24 (c) TRANSFER OF FUNCTIONS OF COMMISSION ON
25 NATIONAL AND COMMUNITY SERVICE.—

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1 (1) DEFINITIONS.—For purposes of this sub-
2 section, unless otherwise provided or indicated by
3 the context, each term specified in section 203(c)(1)
4 shall have the meaning given the term in such sec-
5 tion.

6 (2) TRANSFER OF FUNCTIONS.—There are
7 transferred to the Corporation the functions that the
8 Board of Directors or Executive Director of the
9 Commission on National and Community Service ex-
10 ercised before the effective date of this subsection
11 (including all related functions of any officer or em-
12 ployee of the Commission).

13 (3) APPLICATION.—The provisions of para-
14 graphs (2) through (10) of section 203(c) shall
15 apply with respect to the transfer described in para-
16 graph (2), except that—

17 (A) for purposes of such application, ref-
18 erences to the term “ACTION Agency” shall be
19 deemed to be references to the Commission; and

20 (B) paragraph (10) of such section shall
21 not preclude the transfer of the members of the
22 Board of Directors of the Commission to the
23 Corporation if, on the effective date of this sub-
24 section, the Board of Directors of the Corpora-
25 tion has not been appointed.

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1 (d) CONTINUING PERFORMANCE OF CERTAIN FUNC-
2 TIONS.—The individuals who, on the day before the date
3 of enactment of this Act, are performing any of the func-
4 tions required by section 190 of the National and Commu-
5 nity Service Act of 1990 (42 U.S.C. 12651), as in effect
6 on such date, to be performed by the members of the
7 Board of Directors of the Commission on National and
8 Community Service may, subject to section 191D of the
9 National and Community Service Act of 1990, as added
10 by subsection (a) of this section, continue to perform such
11 functions until the date on which such functions are as-
12 signed to the Board of Directors of the Corporation for
13 National Service. The employment of such individuals
14 shall terminate on such date.

15 (e) TABLE OF CONTENTS.—Section 1(b) of the Na-
16 tional and Community Service Act of 1990 (Public Law
17 101-610; 104 Stat. 3127) is amended by striking the
18 items relating to subtitle G of title I of such Act and in-
19 serting the following:

“Subtitle G—Corporation for National Service

- “Sec. 191. Corporation for National Service.
- “Sec. 191A. Board of Directors.
- “Sec. 191B. Authorities and duties of the Board of Directors.
- “Sec. 191C. Chairperson and Director.
- “Sec. 191D. Authorities and duties of the Chairperson.
- “Sec. 191E. Officers.
- “Sec. 191F. Employees, consultants, and other personnel.
- “Sec. 191G. Corporation representative in each State.
- “Sec. 191H. Advisory committees.
- “Sec. 192. Administration.”.

20 (f) EFFECTIVE DATES.—

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1 (1) IN GENERAL.—Except as provided in para-
2 graph (2), the amendments made by this section
3 shall take effect on October 1, 1993.

4 (2) ESTABLISHMENT AND APPOINTMENT AU-
5 THORITIES.—Sections 191, 191A, and 191C of the
6 National and Community Service Act of 1990, as
7 added by subsection (a), shall take effect on the date
8 of enactment of this Act.

9 **SEC. 203. FINAL AUTHORITIES OF THE CORPORATION FOR**
10 **NATIONAL SERVICE.**

11 (a) NATIONAL AND COMMUNITY SERVICE ACT OF
12 1990.—

13 (1) APPLICATION.—Subtitle I of the National
14 and Community Service Act of 1990 (as amended by
15 section 202 of this Act) is amended in section 191,
16 paragraphs (2) and (3) of section 191B(f), section
17 191C(e), subsections (b), (c) (other than paragraph
18 (8)), and (d) of section 191D, subsections (a) and
19 (c) of section 191F, and subsections (a) and (c) of
20 section 192, by striking “this Act” each place the
21 term appears and inserting “the national service
22 laws”.

23 (2) GRANTS.—Section 191B(f) of the National
24 and Community Service Act of 1990 is amended—

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1 (A) by striking "and" at the end of para-
2 graph (8);

3 (B) by redesignating paragraph (9) as
4 paragraph (10); and

5 (C) by inserting after paragraph (8) the
6 following:

7 "(9) notwithstanding any other provision of
8 law, make grants to or contracts with Federal or
9 other public departments or agencies and private
10 nonprofit organizations for the assignment or refer-
11 ral of [volunteers] under the provisions of the Do-
12 mestic Volunteer Service Act of 1973 (except as pro-
13 vided in section 108 of the Domestic Volunteer Serv-
14 ice Act of 1973), which may provide that the agency
15 or organization shall pay all or a part of the costs
16 of the program; and".

17 (3) DELEGATIONS.—Section 191D(d) of the
18 National and Community Service Act of 1991 is
19 amended by adding at the end the following:

20 "(5) DOMESTIC VOLUNTEER SERVICE ACT OF
21 1973.—A function under the Domestic Volunteer
22 Service Act of 1973 may be delegated or assigned
23 only as provided in section 404(f) of the Domestic
24 Volunteer Service Act of 1973."

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1 (b) AUTHORITIES OF ACTION AGENCY.—Sections
2 401 and 402 of the Domestic Volunteer Service Act of
3 1972 (42 U.S.C. 5041 and 5042) are repealed.

4 (c) TRANSFER OF FUNCTIONS FROM ACTION AGEN-
5 CY.—

6 (1) DEFINITIONS.—For purposes of this sub-
7 section, unless otherwise provided or indicated by
8 the context—

9 (A) the term “Chairperson” means the
10 Chairperson of the Corporation;

11 (B) the term “Corporation” means the
12 Corporation for National Service, established
13 under section 191 of the National and Commu-
14 nity Service Act of 1990;

15 (C) the term “Federal agency” has the
16 meaning given to the term “agency” by section
17 551(1) of title 5, United States Code;

18 (D) the term “function” means any duty,
19 obligation, power, authority, responsibility,
20 right, privilege, activity, or program; and

21 (E) the term “office” includes any office,
22 administration, agency, institute, unit, organi-
23 zational entity, or component thereof.

24 (2) TRANSFER OF FUNCTIONS.—There are
25 transferred to the Corporation such functions as the

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1 President determines to be appropriate that the Di-
2 rector of the ACTION Agency exercised before the
3 effective date of this subsection (including all related
4 functions of any officer or employee of the ACTION
5 Agency).

6 (3) DETERMINATIONS OF CERTAIN FUNCTIONS
7 BY THE OFFICE OF MANAGEMENT AND BUDGET.—
8 If necessary, the Office of Management and Budget
9 shall make any determination of the functions that
10 are transferred under paragraph (2).

11 (4) REORGANIZATION.—The Chairperson is au-
12 thorized to allocate or reallocate any function trans-
13 ferred under paragraph (2) among the officers of the
14 Corporation.

15 (5) TRANSFER AND ALLOCATIONS OF APPRO-
16 PRIATIONS AND PERSONNEL.—Except as otherwise
17 provided in this subsection, the personnel employed
18 in connection with, and the assets, liabilities, con-
19 tracts, property, records, and unexpended balances
20 of appropriations, authorizations, allocations, and
21 other funds employed, used, held, arising from,
22 available to, or to be made available in connection
23 with the functions transferred by this subsection,
24 subject to section 1531 of title 31, United States
25 Code, shall be transferred to the Corporation. Unex-

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1 pended funds transferred pursuant to this paragraph
2 shall be used only for the purposes for which the
3 funds were originally authorized and appropriated.

4 (6) INCIDENTAL TRANSFER.—The Director of
5 the Office of Management and Budget, at such time
6 or times as the Director shall provide, is authorized
7 to make such determinations as may be necessary
8 with regard to the functions transferred by this sub-
9 section, and to make such additional incidental dis-
10 positions of personnel, assets, liabilities, grants, con-
11 tracts, property, records, and unexpended balances
12 of appropriations, authorizations, allocations, and
13 other funds held, used, arising from, available to, or
14 to be made available in connection with such func-
15 tions, as may be necessary to carry out the provi-
16 sions of this subsection. The Director of the Office
17 of Management and Budget shall provide for the ter-
18 mination of the affairs of all entities terminated by
19 this subsection and for such further measures and
20 dispositions as may be necessary to effectuate the
21 purposes of this subsection.

22 (7) EFFECT ON PERSONNEL.—

23 (A) IN GENERAL.—Except as otherwise
24 provided by this subsection, the transfer pursu-
25 ant to this subsection of full-time personnel (ex-

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1 cept special Government employees) and part-
2 time personnel holding permanent positions
3 shall not cause any such employee to be sepa-
4 rated or reduced in grade or compensation, or
5 to have the benefits of the employee reduced,
6 for 1 year after the date of transfer of such em-
7 ployee under this subsection.

8 (B) EXECUTIVE SCHEDULE POSITIONS.—
9 Except as otherwise provided in this subsection,
10 any person who, on the day preceding the effec-
11 tive date of this subsection, held a position com-
12 pensated in accordance with the Executive
13 Schedule prescribed in chapter 53 of title 5,
14 United States Code, and who, without a break
15 in service, is appointed in the Corporation to a
16 position having duties comparable to the duties
17 performed immediately preceding such appoint-
18 ment shall continue to be compensated in such
19 new position at not less than the rate provided
20 for such previous position, for the duration of
21 the service of such person in such new position.

22 (C) TERMINATION OF CERTAIN POSI-
23 TIONS.—Positions whose incumbents are ap-
24 pointed by the President, by and with the ad-
25 vice and consent of the Senate, the functions of

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1 which are transferred by this subsection, shall
2 terminate on the effective date of this sub-
3 section.

4 (8) SAVINGS PROVISIONS.—

5 (A) CONTINUING EFFECT OF LEGAL DOCU-
6 MENTS.—All orders, determinations, rules, reg-
7 ulations, permits, agreements, grants, contracts,
8 certificates, licenses, registrations, privileges,
9 and other administrative actions—

10 (i) that have been issued, made,
11 granted, or allowed to become effective by
12 the President, any Federal agency or offi-
13 cial thereof, or by a court of competent ju-
14 risdiction, in the performance of functions
15 which are transferred under this sub-
16 section; and

17 (ii) that are in effect at the time this
18 subsection takes effect, or were final before
19 the effective date of this subsection and
20 are to become effective on or after the ef-
21 fective date of this subsection,
22 shall continue in effect according to their terms
23 until modified, terminated, superseded, set
24 aside, or revoked in accordance with law by the
25 President, the Chairperson, or other authorized

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1 official, a court of competent jurisdiction, or by
2 operation of law.

3 (B) PROCEEDINGS NOT AFFECTED.—The
4 provisions of this subsection shall not affect any
5 proceedings, including notices of proposed rule-
6 making, or any application for any license, per-
7 mit, certificate, or financial assistance pending
8 before the ACTION Agency at the time this
9 subsection takes effect, with respect to func-
10 tions transferred by this subsection but such
11 proceedings and applications shall be continued.
12 Orders shall be issued in such proceedings, ap-
13 peals shall be taken therefrom, and payments
14 shall be made pursuant to such orders, as if
15 this subsection had not been enacted, and or-
16 ders issued in any such proceedings shall con-
17 tinue in effect until modified, terminated, su-
18 perseded, or revoked by a duly authorized offi-
19 cial, by a court of competent jurisdiction, or by
20 operation of law. Nothing in this subparagraph
21 shall be deemed to prohibit the discontinuance
22 or modification of any such proceeding under
23 the same terms and conditions and to the same
24 extent that such proceeding could have been

1 discontinued or modified if this subsection had
2 not been enacted.

3 (C) SUITS NOT AFFECTED.—The provi-
4 sions of this subsection shall not affect suits
5 commenced before the effective date of this sub-
6 section, and in all such suits, proceedings shall
7 be had, appeals taken, and judgments rendered
8 in the same manner and with the same effect
9 as if this subsection had not been enacted.

10 (D) NONABATEMENT OF ACTIONS.—No
11 suit, action, or other proceeding commenced by
12 or against the ACTION Agency, or by or
13 against any individual in the official capacity of
14 such individual as an officer of the ACTION
15 Agency, shall abate by reason of the enactment
16 of this subsection.

17 (E) ADMINISTRATIVE ACTIONS RELATING
18 TO PROMULGATION OF REGULATIONS.—Any ad-
19 ministrative action relating to the preparation
20 or promulgation of a regulation by the AC-
21 TION Agency relating to a function transferred
22 under this subsection may be continued by the
23 Corporation with the same effect as if this sub-
24 section had not been enacted.

1 (9) SEVERABILITY.—If a provision of this sub-
2 section or its application to any person or cir-
3 cumstance is held invalid, neither the remainder of
4 this subsection nor the application of the provision
5 to other persons or circumstances shall be affected.

6 (10) TRANSITION.—The Chairperson is author-
7 ized to utilize—

8 (A) the services of such officers, employ-
9 ees, and other personnel of the ACTION Agen-
10 cy with respect to functions transferred to the
11 Corporation by this subsection; and

12 (B) funds appropriated to such functions
13 for such period of time as may reasonably be
14 needed to facilitate the orderly implementation
15 of this subsection.

16 (d) EFFECTIVE DATE.—This section, and the amend-
17 ments made by this section, shall take effect—

18 (1) 180 days after the date of enactment of this
19 Act; or

20 (2) on such earlier date as the President deter-
21 mines to be appropriate.

1 SEC. 103. AMENDMENTS TO PROGRAMS FOR STUDENTS
2 ~~AND OUT-OF-SCHOOL~~ ^{School-age} YOUTH.

3 (a) AMENDMENTS TO SERVE-AMERICA PROGRAMS.—

4 (1) PURPOSE.—The purpose of this subsection
5 is to improve the Serve-America programs estab-
6 lished under part I of subtitle B of the National and
7 Community Service Act of 1990, and to enable the
8 Corporation for National Service, and the entities
9 receiving financial assistance under such part, to—

10 (A) work with teachers in elementary
11 schools and secondary schools within a commu-
12 nity, and with community-based agencies, to
13 create and offer service-learning opportunities
14 for all school-age youth;

15 (B) educate teachers, and faculty providing
16 teacher training and retraining, about service-
17 learning, and incorporate service-learning op-
18 portunities into classroom teaching to strength-
19 en academic learning;

20 (C) coordinate the work of adult volunteers
21 who work with elementary and secondary
22 schools as part of their community service ac-
23 tivities; and

24 (D) work with employers in the commu-
25 nities to ensure that service opportunities for
26 middle school and high school students intro-

1 duce the students to various careers and expose
2 the students to needed further education and
3 training.

4 (2) PROGRAMS.—Subtitle B of title I of the Na-
5 tional and Community Service Act of 1990 (42
6 U.S.C. 12501 et seq.) is amended by striking the
7 subtitle heading and all that follows through the end
8 of part I and inserting the following:

9 **“Subtitle B—School-Based and**
10 **Community-Based Service-**
11 **Learning Programs**

12 **“PART I—SERVE-AMERICA PROGRAMS**

13 **“Subpart A—School-Based Programs for Students**

14 **“SEC. 111. AUTHORITY TO ASSIST STATES AND INDIAN**
15 **TRIBES.**

16 “(a) USE OF FUNDS.—The Corporation, in consulta-
17 tion with the Secretary of Education, may make grants
18 under section 112(b)(1), and allotments under subsections
19 (a) and (b)(2) of section 112, to States and Indian tribes
20 to pay for the Federal share of—

21 “(1) planning and building the capacity of the
22 States or Indian tribes (which may be accomplished
23 through grants or contracts with qualified organiza-
24 tions) to implement statewide or tribal school-based
25 service-learning programs, including—

1 “(A) providing preservice and inservice
2 training for teachers, supervisors, personnel
3 from community-based agencies (particularly
4 with regard to the utilization of participants),
5 and trainers, to be conducted by qualified indi-
6 viduals or organizations that have experience in
7 service-learning programs;

8 “(B) developing service-learning curricula
9 to be integrated into academic programs, in-
10 cluding the age-appropriate learning component
11 described in section 114(b)(5)(B);

12 “(C) forming local partnerships described
13 in paragraph (2) or (4) to develop school-based
14 service-learning programs in accordance with
15 this subpart;

16 “(D) devising appropriate methods for re-
17 search and evaluation of the educational value
18 of student service opportunities and the effect
19 of student service programs on communities;
20 and

21 “(E) establishing effective outreach and
22 dissemination of information to ensure the
23 broadest possible involvement of community-
24 based agencies with demonstrated effectiveness

1 in working with school-age youth in their com-
2 munities;

3 “(2) implementing, operating, or expanding
4 school-based service-learning programs, which may
5 include paying for the cost of the recruitment, train-
6 ing, supervision, placement, salaries, and benefits of
7 service-learning coordinators, through State distribu-
8 tion of Federal funds made available under this sub-
9 part to projects operated by local partnerships
10 among—

11 “(A) local educational agencies; and

12 “(B) one or more community partners
13 that—

14 “(i) shall include a public or private
15 nonprofit organization that will make serv-
16 ice opportunities available for participants,
17 who shall be students; and

18 “(ii) may include a private for-profit
19 business or private elementary or second-
20 ary school;

21 “(3) planning of school-based service-learning
22 programs through State distribution of Federal
23 funds made available under this subpart to local
24 educational agencies or elementary or secondary

1 schools, which planning may include paying for the
2 cost of—

3 “(A) the salaries and benefits of service-
4 learning coordinators; or

5 “(B) the recruitment, training, supervision,
6 and placement of service-learning coordinators
7 who are participants in a program under sub-
8 title C or receive a post-service educational ben-
9 efit under subtitle D,

10 who will identify the community partners described
11 in paragraph (2)(B) and assist in the design and im-
12 plementation of a program described in paragraph
13 (2); and

14 “(4) implementing, operating, or expanding
15 school-based service-learning programs involving
16 adult volunteers to utilize service-learning to improve
17 the education of students through State distribution
18 of Federal funds made available under this part to
19 local partnerships among—

20 “(A) local educational agencies; and

21 “(B) one or more public or private non-
22 profit organizations or private for-profit busi-
23 nesses,

24 that coordinate and operate projects for participants,
25 who shall be students.

1 “(b) DUTIES OF SERVICE-LEARNING COORDINA-
2 TOR.—A service-learning coordinator referred to in para-
3 graph (2) or (3) of subsection (a) shall provide services
4 to a local educational agency, elementary school, or sec-
5 ondary school by—

6 “(1) expanding the awareness of teachers of the
7 potential of service-learning in strengthening the
8 educational achievement, leadership development,
9 and substantive learning, of students;

10 “(2) providing technical assistance and informa-
11 tion to, and facilitating the training of, teachers who
12 want to use service-learning in their classrooms;

13 “(3) assisting local partnerships described in
14 subsection (a) in the planning, development, and
15 execution of service-learning projects;

16 “(4) recruiting and supervising adult volun-
17 teers, or individuals who are participants in a pro-
18 gram under subtitle C or receive a post-service edu-
19 cational benefit under subtitle D, to expand service-
20 learning opportunities; and

21 “(5) coordinating the activities of the service-
22 learning coordinator with the activities of the com-
23 mittee described in section 114(b)(1), and, where ap-
24 propriate, assisting the committee.

“(c) RELATED EXPENSES.—A partnership, local educational agency, elementary or secondary school, or other qualified organization that receives financial assistance under this subpart may, in carrying out the activities described in subsection (a), use such assistance to pay for the Federal share of reasonable costs related to the supervision of participants, program administration, transportation, insurance, evaluations, and for other reasonable expenses related to the activities.

**“SEC. 111A. AUTHORITY TO ASSIST LOCAL APPLICANTS IN
NONPARTICIPATING STATES.**

“In any fiscal year in which a State or Indian tribe does not participate in programs under this subpart, the Corporation may use the allotment of that State or Indian tribe under subsection (a) or (b)(2) of section 112 to make direct grants to pay for the Federal share of the cost of—

“(1) carrying out the activities described in paragraph (2) or (4) of section 111(a), to a local partnership described in such paragraph; or

“(2) carrying out the activities described in paragraph (3) of such section, to an agency or school described in such paragraph,

that is located in the State, or serves the Indian tribe, and that submits an application described in section 114 to the Corporation.

1 **"SEC. 111B. AUTHORITY TO ASSIST PUBLIC OR PRIVATE**
2 **NONPROFIT ORGANIZATIONS.**

3 "(a) IN GENERAL.—The Corporation may make
4 grants under section 112(b)(1) to public or private non-
5 profit organizations.

6 "(b) USE OF FUNDS.—Such an organization may use
7 a grant made under subsection (a) to make grants to part-
8 nerships described in section 111(a)(2) to implement, op-
9 erate, or expand school-based service-learning programs as
10 described in such section.

11 **"SEC. 112. GRANTS AND ALLOTMENTS.**

12 "(a) INDIAN TRIBES AND TERRITORIES.—Of the
13 amounts appropriated to carry out this subpart for any
14 fiscal year, the Corporation shall reserve an amount of not
15 more than 1 percent for payments to Indian tribes, the
16 Virgin Islands, Guam, American Samoa, and the Com-
17 monwealth of the Northern Mariana Islands, to be allotted
18 in accordance with their respective needs. The Corporation
19 may also make payments from such amount to Palau, in
20 accordance with its needs, until such time as the Compact
21 of Free Association is ratified.

22 "(b) GRANTS AND ALLOTMENTS THROUGH
23 STATES.—The Corporation shall use the remainder of the
24 funds appropriated to carry out this subpart for any fiscal
25 year as follows:

Multi state

1 “(1) GRANTS.—Except as provided in para-
2 graph (3), from **【25 percent】** of such funds, the
3 Corporation may make grants, on a competitive
4 basis, to—

5 “(A) State educational agencies and Indian
6 tribes; or

7 “(B) as described in section 111B, to pub-
8 lic or private nonprofit organizations.

9 “(2) ALLOTMENTS.—

10 “(A) SCHOOL-AGE YOUTH.—Except as pro-
11 vided in paragraph (3), from **【37.5 percent】** of
12 such funds, the Corporation shall allot to each
13 State an amount that bears the same ratio to
14 **【37.5 percent】** of such funds as the number of
15 school-age youth in the State bears to the total
16 number of school-age youth of all States.

17 “(B) ALLOCATION UNDER ELEMENTARY
18 AND SECONDARY EDUCATION ACT OF 1965.—
19 Except as provided in paragraph (3), from
20 **【37.5 percent】** of such funds, the Corporation
21 shall allot to each State an amount that bears
22 the same ratio to **【37.5 percent】** of such funds
23 as the allocation to the State for the previous
24 fiscal year under chapter 1 of title I of the Ele-
25 mentary and Secondary Education Act of 1965

1 (20 U.S.C. 2711 et seq.) bears to such alloca-
2 tions to all States.

3 “(3) MINIMUM AMOUNT.—No State shall re-
4 ceive, under paragraph (2), an allotment that is less
5 than the allotment such State received for fiscal year
6 1993 under section 112(b) of this Act, as in effect
7 on the day before the date of enactment of this part.
8 If the amount of funds made available in a fiscal
9 year to carry out paragraph (2) is insufficient to
10 make such allotments, the Corporation shall make
11 available sums from the [25 percent] described in
12 paragraph (1) for such fiscal year to make such al-
13 lotments.

14 “(4) DEFINITION.—Notwithstanding section
15 101(25), for purposes of this subsection, the term
16 ‘State’ means each of the several States, the District
17 of Columbia, the Commonwealth of Puerto Rico, and
18 an Indian tribe.

19 “(c) REALLOTMENT.—If the Corporation determines
20 that the allotment of a State or Indian tribe under this
21 section will not be required for a fiscal year because the
22 State or Indian tribe does not participate in programs
23 under this subpart in such fiscal year, the Corporation
24 shall, after making any grants under section 111A to a
25 partnership, agency, or school described in such section,

1 make any remainder of such allotment available for real-
2 lotment to such other States, and Indian tribes, with ap-
3 proved applications submitted under section 113, as the
4 Corporation may determine to be appropriate.

5 “(d) EXCEPTION.—Notwithstanding subsections (a)
6 and (b), if less than \$20,000,000 is appropriated for any
7 fiscal year to carry out this subpart, the Corporation shall
8 award grants to States and Indian tribes, from the
9 amount so appropriated, on a competitive basis to pay for
10 the Federal share of the activities described in section 111.
11 **[I assume the Corporation doesn’t make grants under**
12 **111B in such a year.]**

13 **“SEC. 113. STATE OR TRIBAL APPLICATIONS.**

14 “(a) SUBMISSION.—To be eligible to receive a grant
15 under section 112(b)(1), an allotment under subsection
16 (a) or (b)(2) of section 112, a reallotment under section
17 112(c), or a grant under section 112(d), a State, acting
18 through the State educational agency, or an Indian tribe,
19 shall prepare, submit to the Corporation, and obtain ap-
20 proval of, an application at such time and in such manner
21 as the Chairperson may reasonably require.

22 “(b) CONTENTS.—An application that is submitted
23 under subsection (a) with respect to service-learning pro-
24 grams described in section 111 shall include—

1 “(1) a 3-year strategic plan for promoting serv-
2 ice-learning through the programs, which plan shall
3 contain such information as the Chairperson may
4 reasonably require, such as—

5 “(A) a description of the goals to be at-
6 tained in promoting service-learning through
7 such programs;

8 “(B) a description of—

9 “(i) the resources and organization
10 needed to achieve the goals of such pro-
11 grams within elementary schools and sec-
12 ondary schools; and

13 “(ii) the manner in which such pro-
14 grams and the activities to be carried out
15 under such programs relate to the goals
16 described in subparagraph (A); and

17 “(C) a description of the manner in
18 which—

19 “(i) the programs will promote in-
20 volvement in service-learning activities
21 within the State or Indian tribe and within
22 such schools;

23 “(ii) the applicant will evaluate the
24 success of the programs and the extent of
25 community involvement in the programs.

1 and measure the extent to which the pro-
2 grams meet the goals described in subpara-
3 graph (A);

4 “(iii) the applicant will rank applica-
5 tions submitted under section 114 accord-
6 ing to the criteria described in section
7 115(b), and in a manner that ensures the
8 equitable treatment of all such applica-
9 tions;

10 “(iv) the programs will be coordinated
11 with the education reform efforts of the
12 applicant, with other efforts to meet the
13 **【National Education Goals,】** with other
14 service programs in the State or serving
15 the Indian tribe, and with other federally
16 assisted education programs, training pro-
17 grams, social service programs, and other
18 appropriate programs that serve school-age
19 youth;

20 “(v) the applicant will disseminate in-
21 formation, conduct outreach, and take
22 other measures, to encourage cooperative
23 efforts among the local educational agen-
24 cies, local government agencies, commu-
25 nity-based agencies, State agencies, and

1 private for-profit businesses that will carry
2 out such programs, to develop and provide
3 service opportunities, including those that
4 involve the participation of urban, subur-
5 ban, and rural students working together;

6 “(vi) the applicant will promote ap-
7 propriate service opportunities in such pro-
8 grams for economically disadvantaged stu-
9 dents, students with limited basic skills,
10 students in foster care who are becoming
11 too old for foster care, students of limited-
12 English proficiency, homeless students,
13 and students with disabilities;

14 “(vii) service-learning training and
15 technical assistance will be provided
16 through the programs—

17 “(I) to State and local edu-
18 cational agency personnel, federally
19 assisted education specialists in the
20 State or serving the Indian tribe, and
21 local recipients of grants under this
22 subpart, to raise the awareness of
23 service-learning among such person-
24 nel, specialists, and recipients; and

1 “(II) by qualified and experi-
2 enced individuals employed by the
3 State or Indian tribe or through
4 grants or contracts with such individ-
5 uals;

6 “(viii) a service-learning network will
7 be established for the State or Indian
8 tribe, comprised of expert teachers and ad-
9 ministrators who have implemented suc-
10 cessful service-learning programs within
11 the State or serving the Indian tribe; and

12 “(ix) the applicant will use payments
13 from sources described in section
14 116(a)(2)(B) to expand service opportuni-
15 ties for students through the programs;

16 “(2) assurances that—

17 “(A) the applicant will keep such records
18 and provide such information to the Corpora-
19 tion with respect to the programs as may be re-
20 quired for fiscal audits and program evaluation;
21 and

22 “(B) the applicant will comply with the
23 nonduplication and nondisplacement require-
24 ments of section 177; and

1 “(3) such additional information as the Chair-
2 person may reasonably require.

3 **“SEC. 114. LOCAL APPLICATIONS.**

4 “(a) APPLICATION TO MAKE GRANTS FOR SCHOOL-
5 BASED SERVICE-LEARNING PROGRAMS.—

6 “(1) IN GENERAL.—To be eligible to receive a
7 grant under section 111B(a) to make grants relating
8 to school-based service-learning programs, a public
9 or private nonprofit organization shall prepare, sub-
10 mit to the Corporation, and obtain approval of, an
11 application.

12 “(2) SUBMISSION.—Such application shall be
13 submitted at such time and in such manner, and
14 shall contain such information, as the Chairperson
15 may reasonably require.

16 “(b) APPLICATION TO RECEIVE ASSISTANCE TO
17 CARRY OUT SCHOOL-BASED SERVICE-LEARNING PRO-
18 GRAMS.—

19 “(1) IN GENERAL.—Any—

20 “(A) qualified organization that desires to
21 receive financial assistance under this subpart
22 from a State or Indian tribe for an activity de-
23 scribed in section 111(a)(1);

24 “(B) partnership described in section
25 111(a)(2) that desires to receive such assistance

1 from a State, Indian tribe, or organization de-
2 scribed in section 111A(a) for an activity de-
3 scribed in section 111(a)(2);

4 “(C) agency or school described in section
5 111(a)(3) that desires to receive such assistance
6 from a State or Indian tribe for an activity de-
7 scribed in such section; or

8 “(D) partnership described in section
9 111(a)(4) that desires to receive such assistance
10 from a State or Indian tribe for an activity de-
11 scribed in such section,

12 to be carried out through a service-learning program
13 described in section 111, shall prepare, submit to
14 the agency, tribe, or organization, and obtain ap-
15 proval of, an application for the program.

16 “(2) SUBMISSION.—Such application shall be
17 submitted at such time and in such manner, and
18 shall contain such information, as the agency, tribe,
19 or organization may reasonably require.

20 “(c) CONTENTS OF APPLICATION.—An application
21 that is submitted under subsection (a) or (b) with respect
22 to a program shall, at a minimum, contain a proposal that
23 includes—

24 “(1) information specifying the membership and
25 role of an established advisory committee, consisting

1 of representatives of community-based agencies in-
2 cluding service recipients, students, parents, teach-
3 ers, administrators, representatives of agencies that
4 serve school-age youth or older adults, school board
5 members, representatives of labor, and representa-
6 tives of business, that will provide advice with re-
7 spect to the program;

8 “(2) a description of—

9 “(A) the goals of the program which shall
10 include goals that are quantifiable and dem-
11 onstrate any benefits from the program to par-
12 ticipants and the community;

13 “(B) service-learning projects to be pro-
14 vided under the program, and evidence that
15 participants will make a sustained commitment
16 to service in the projects;

17 “(C) the manner in which participants in
18 the program were or will be involved in the de-
19 sign and operation of the program;

20 “(D) preservice and inservice training for
21 supervisors, teachers, service sponsors, and par-
22 ticipants in the program;

23 “(E) the manner in which exemplary serv-
24 ice will be recognized under the program; and

1 “(F) any resources that will permit con-
2 tinuation of the program, if needed, after the
3 assistance received under this subpart for the
4 program has ended;

5 “(3) information that shall include—

6 “(A) a disclosure of whether or not the
7 participants will receive academic credit for par-
8 ticipation in the program;

9 “(B) the expected number of participants
10 in the program and the hours of service that
11 such participants will provide individually and
12 as a group;

13 “(C) the proportion of expected partici-
14 pants in the program who are economically dis-
15 advantaged, including participants with disabili-
16 ties; and

17 “(D) any role of adult volunteers in imple-
18 menting the program, and the manner in which
19 such volunteers will be recruited;

20 “(4) in the case of an application submitted by
21 a local partnership, a written agreement, between
22 the members of the local partnership, stating that
23 the program was jointly developed by the members
24 and that the program will be jointly executed by the
25 members; and

1 “(5) assurances that—

2 “(A) prior to the placement of a partici-
3 pant, the [entity carrying out the program]
4 will consult with any local labor organization
5 representing employees in the area who are en-
6 gaged in the same or similar work as that pro-
7 posed to be carried out by such program, to
8 prevent the displacement and protect the rights
9 of such employees;

10 “(B) the [entity carrying out the pro-
11 gram] will develop an age-appropriate learning
12 component for participants in the program that
13 shall include a chance for participants to ana-
14 lyze and apply their service experiences; and

15 “(C) the [entity carrying out the pro-
16 gram] will comply with the nonduplication and
17 nondisplacement requirements of section 177.

18 **“SEC. 115. CONSIDERATION OF APPLICATIONS.**

19 “(a) CORPORATION CRITERIA FOR APPLICATIONS.—
20 In making grants under section 112(b)(1), the Corpora-
21 tion shall give priority to States, Indian tribes, and organi-
22 zations that submit applications under section 113 that
23 meet such criteria with respect to sustainability,
24 replicability, innovation, and quality of programs as the
25 Chairperson may by regulation specify.

1 “(b) PRIORITY FOR LOCAL APPLICATIONS.—

2 “(1) IN GENERAL.—In providing assistance
3 under this subpart, a State educational agency or
4 Indian tribe, or the Corporation if section 111A or
5 111B applies, shall give priority to entities that sub-
6 mit applications under section 114 that describe pro-
7 grams that—

8 “(A) involve participants in the design and
9 operation of the program;

10 “(B) are in the greatest need of assistance,
11 such as programs targeting low-income areas;

12 “(C) involve—

13 “(i) students from public elementary
14 or secondary schools, and students from
15 private elementary or secondary schools,
16 serving together; or

17 “(ii) students of different ages, races,
18 sexes, ethnic groups, disabilities, or eco-
19 nomic backgrounds, serving together; or

20 “(D) are integrated into the academic pro-
21 gram of the participants.

22 “(c) REJECTION OF APPLICATIONS.—

23 “(1) NOTIFICATION OF APPLICANTS.—If the
24 Corporation rejects an application submitted by a
25 State or Indian tribe under section 113, the Cor-

1 poration shall promptly notify the State or Indian
2 tribe of the reasons for the rejection of the applica-
3 tion. The Corporation shall provide the State or In-
4 dian tribe with a reasonable opportunity to revise
5 and resubmit the application and shall provide tech-
6 nical assistance, if needed, to the State or Indian
7 tribe as part of the resubmission process. The Cor-
8 poration shall promptly reconsider such resubmitted
9 application.

10 “(2) OTHER APPLICANTS.—The Corporation is
11 not required to provide notice to applicants other
12 than States and Indian tribes of the failure of the
13 Corporation to approve an application under section
14 114 for assistance.

15 **“SEC. 115A. PARTICIPATION OF STUDENTS AND TEACHERS**
16 **FROM PRIVATE SCHOOLS.**

17 “(a) IN GENERAL.—To the extent consistent with the
18 number of students in the State or Indian tribe or in the
19 school district of the local educational agency involved who
20 are enrolled in private nonprofit elementary and secondary
21 schools, such State, Indian tribe, or agency shall (after
22 consultation with appropriate private school representa-
23 tives) make provision—

24 “(1) for the inclusion of services and arrange-
25 ments for the benefit of such students so as to allow

1 for the equitable participation of such students in
2 the programs implemented to carry out the objec-
3 tives and provide the benefits described in this sub-
4 part; and

5 “(2) for the training of the teachers of such
6 students so as to allow for the equitable participa-
7 tion of such teachers in the programs implemented
8 to carry out the objectives and provide the benefits
9 described in this subpart.

10 “(b) WAIVER.—If a State, Indian tribe, or local edu-
11 cational agency is prohibited by law from providing for
12 the participation of students or teachers from private non-
13 profit schools as required by subsection (a), or if the Cor-
14 poration determines that a State, Indian tribe, or local
15 educational agency substantially fails or is unwilling to
16 provide for such participation on an equitable basis, the
17 Chairperson shall waive such requirements and shall ar-
18 range for the provision of services to such students and
19 teachers. Such waivers shall be subject to consultation,
20 withholding, notice, and judicial review requirements in
21 accordance with paragraphs (3) and (4) of section 1017(b)
22 of the Elementary and Secondary Education Act of 1965
23 (20 U.S.C. 2727(b)).

24 **“SEC. 116. FEDERAL, STATE, AND LOCAL CONTRIBUTIONS.**

25 “(a) SHARE.—

1 “(1) IN GENERAL.—The Federal share attrib-
2 utable to this subpart of the cost of carrying out a
3 program for which a grant or allotment is made
4 under this subpart may not exceed—

5 “(A) 90 percent of the total cost of the
6 program for the first year for which the pro-
7 gram receives assistance under this subpart;

8 “(B) 80 percent of the total cost of the
9 program for the second year for which the pro-
10 gram receives assistance under this subpart;

11 “(C) 70 percent of the total cost of the
12 program for the third year for which the pro-
13 gram receives assistance under this subpart;
14 and

15 “(D) 50 percent of the total cost of the
16 program for the fourth year, and for any subse-
17 quent year, for which the program receives as-
18 sistance under this subpart.

19 “(2) CALCULATION.—In providing for the re-
20 maining share of the cost of carrying out such a pro-
21 gram, each recipient of assistance under this
22 subpart—

23 “(A) shall provide for such share through
24 a payment in cash or in kind, fairly evaluated,
25 including facilities, equipment, or services; and

1 “(B) may provide for such share through
2 State sources, local sources, or Federal sources
3 (other than funds made available under this
4 Act).

5 “(b) WAIVER.—The Chairperson may waive the re-
6 quirements of subsection (a) with respect to any program
7 in any fiscal year if the Corporation determines that such
8 a waiver would be equitable due to a lack of available fi-
9 nancial resources at the local level.

10 **“SEC. 117. LIMITATIONS ON USES OF FUNDS.**

11 “(a) STATE USES OF FUNDS.—A State educational
12 agency or Indian tribe that receives a grant or allotment
13 under this subpart for a fiscal year may reserve—

14 “(1) not more than 5 percent of the funds
15 made available through the grant or allotment for
16 the fiscal year, for administrative costs of programs
17 carried out under this subpart; and **【Can an organi-**
18 **zation described in section 111B do this?】**

19 “(2) not less than 10 percent and not more
20 than 15 percent of such funds, to build capacity
21 through training, technical assistance, curriculum
22 development, and coordination activities, described
23 in section 111(a)(1).

24 “(b) LOCAL USES OF FUNDS.—Funds made avail-
25 able under this subpart may not be used to pay any sti-

1 pend, allowance, or other financial support to any elemen-
2 tary or secondary school student who is a participant
3 under this subtitle, except reimbursement for transpor-
4 tation, meals, and other reasonable out-of-pocket expenses
5 directly related to participation in a program assisted
6 under this subpart.

7 **"SEC. 117A. DEFINITIONS.**

8 "As used in this subpart:

9 "(1) SCHOOL-BASED.—The term 'school-based'
10 means based in an elementary school or a secondary
11 school.

12 "(2) STUDENT.—Notwithstanding section
13 101(28), the term 'student' means an individual who
14 is enrolled in an elementary or secondary school on
15 a full- or part-time basis.

16 **"Subpart B—Community-Based Service Programs for**
17 **School-Age Youth**

18 **"SEC. 117D. DEFINITIONS.**

19 "As used in this subpart:

20 "(1) GRANTMAKING ENTITY.—The term
21 'grantmaking entity' means a qualified organization
22 that submits an application under section 117G(a)
23 to make grants to qualified organizations.

24 "(2) QUALIFIED ORGANIZATION.—The term
25 'qualified organization' means a public or private

1 nonprofit organization with experience working with
2 school-age youth.

3 **"SEC. 117E. GENERAL AUTHORITY.**

4 "(a) GRANTS.—From the funds appropriated to
5 carry out this subpart for a fiscal year, the Corporation
6 may make grants to State Commissions, grantmaking en-
7 tities, and qualified organizations to pay for the Federal
8 share of the implementation, operation, expansion, or rep-
9 lication of community-based service programs.

10 "(b) USE OF FUNDS.—

11 "(1) STATE COMMISSIONS AND GRANTMAKING
12 ENTITIES.—A State Commission or grantmaking en-
13 tity may use a grant made under subsection (a)—

14 "(A) to make a grant to a qualified organi-
15 zation to implement, operate, expand, or rep-
16 licate a program that provides projects involv-
17 ing meaningful human, educational, environ-
18 mental, or public safety service by participants,
19 who shall be school-age youth; or

20 "(B) to provide training and technical as-
21 sistance to a such an organization.

22 "(2) QUALIFIED ORGANIZATIONS.—A qualified
23 organization, other than a grantmaking entity, may
24 use a grant made under subsection (a) to implement,

1 operate, expand, or replicate a program described in
2 paragraph (1)(A).

3 **"SEC. 117F. STATE APPLICATIONS.**

4 "(a) IN GENERAL.—To be eligible to receive a grant
5 under section 117E(a), a State Commission shall prepare,
6 submit to the Corporation, and obtain approval of, an ap-
7 plication.

8 "(b) SUBMISSION.—Such application shall be submit-
9 ted to the Corporation at such time and in such manner,
10 and shall contain such information, as the Chairperson
11 may reasonably require.

12 "(c) CONTENTS.—Such an application shall include,
13 at a minimum, a State plan that contains the descriptions,
14 proposals, and assurance described in section 117G(d)
15 with respect to each community-based service program
16 proposed to be carried out through funding distributed by
17 the State Commission under this subpart.

18 **"SEC. 117G. LOCAL APPLICATIONS.**

19 "(a) APPLICATION TO CORPORATION TO MAKE
20 GRANTS FOR COMMUNITY SERVICE PROGRAMS.—To be
21 eligible to receive a grant from the Commission under sec-
22 tion 117E(a) to make grants under section 117E(b)(1),
23 a qualified organization shall prepare, submit to the Cor-
24 poration, and obtain approval of, an application that pro-
25 poses a community-based service program to be carried

1 out through grants made to qualified organizations. Such
2 application shall be submitted at such time and in such
3 manner, and shall contain such information, as the Chair-
4 person may reasonably require.

5 “(b) DIRECT APPLICATION TO CORPORATION TO
6 CARRY OUT COMMUNITY SERVICE PROGRAMS.—To be eli-
7 gible to receive a grant from the Commission under section
8 117E(a) to implement, operate, expand, or replicate a
9 community service program, a qualified organization shall
10 prepare, submit to the Corporation, and obtain approval
11 of, an application that proposes a community-based serv-
12 ice program to be carried out at multiple sites, or that
13 proposes an innovative community-based service program.
14 Such application shall be submitted at such time and in
15 such manner, and shall contain such information, as the
16 Chairperson may reasonably require.

17 “(c) APPLICATION TO STATE COMMISSION OR
18 GRANTMAKING ENTITY TO RECEIVE GRANTS TO CARRY
19 OUT COMMUNITY SERVICE PROGRAMS.—To be eligible to
20 receive a grant from a State Commission or grantmaking
21 entity under section 117E(b)(1), a qualified organization
22 shall prepare, submit to the Commission or entity, and
23 obtain approval of, an application. Such application shall
24 be submitted at such time and in such manner, and shall

1 contain such information, as the Commission or entity
2 may reasonably require.

3 “(d) REQUIREMENTS OF APPLICATION.—An applica-
4 tion submitted under subsection (a), (b), or (c) shall, at
5 a minimum, contain—

6 “(1) a description of all community-based serv-
7 ice programs proposed to be implemented, operated,
8 expanded, or replicated directly by the applicant
9 using assistance provided under this subpart;

10 “(2) a description of any grant program pro-
11 posed to be conducted by the applicant with assist-
12 ance provided under this subpart to support other
13 community-based service programs;

14 “(3) a proposal for carrying out the commu-
15 nity-based service programs that describes the man-
16 ner in which the [entity carrying out the program]
17 will—

18 “(A) provide preservice and inservice train-
19 ing, for supervisors and participants, that will
20 be conducted by qualified individuals, or quali-
21 fied organizations, that have experience in com-
22 munity-based service programs;

23 “(B) include economically disadvantaged
24 individuals as participants in the programs;

1 “(C) provide an age-appropriate service-
2 learning component described in section
3 114(b)(5)(B);

4 “(D) conduct an appropriate evaluation of
5 the programs;

6 “(E) provide for appropriate community
7 involvement in the programs;

8 “(F) provide service experiences that pro-
9 mote leadership abilities among participants in
10 the programs, including experiences that involve
11 such participants in program design;

12 “(G) involve participants in projects ap-
13 proved by community-based agencies;

14 “(H) establish and measure progress to-
15 ward program goals; and

16 “(I) organize participants in the programs
17 into teams, with team leaders who may be par-
18 ticipants in a program under subtitle C or indi-
19 viduals who receive a post-service educational
20 benefit under subtitle D; and

21 “(4) an assurance that the [entity carrying out
22 the program] will comply with the nonduplication
23 and nondisplacement provisions of section 177.

1 **“SEC. 117H. CONSIDERATION OF APPLICATIONS.**

2 “(a) APPLICATION OF CRITERIA.—The Corporation
3 shall apply the criteria described in subsection (b) in de-
4 termining whether to approve an application submitted
5 under section 117F or under subsection (a) or (b) of sec-
6 tion 117G and to provide assistance under section 117E
7 to the applicant on the basis of the application.

8 “(b) ASSISTANCE CRITERIA.—The Corporation shall
9 consider, in evaluating such an application—

10 “(1) in the case of an application submitted by
11 a State Commission, the quality of the State plan
12 required under section 117F;

13 “(2) the quality of the community-based service
14 program to be conducted directly or supported by
15 the applicant;

16 “(3) the innovative aspects of the program, and
17 the extent to which the program can be replicated;

18 “(4) the sustainability of the program, based
19 on—

20 “(A) evidence of strong and broad-based
21 community support for the program; and

22 “(B) the existence of multiple funding
23 sources and private funding that will permit
24 continuation of the program after the assistance
25 received under this subpart for the program has
26 ended;

1 “(5)(A) the extent to which the program builds
2 on programs, authorized under this Act or under
3 other authority, that are in existence on the date of
4 submission of the application; and

5 “(B) the past performance of such programs;

6 “(6) the extent to which the community-based
7 service program involves participants in the design,
8 operation, and leadership of the program;

9 “(7) the extent to which the program provides
10 services where the services are needed most, such as
11 in communities that are designated as enterprise
12 zones or redevelopment areas or are otherwise tar-
13 geted for special economic incentives, areas that are
14 environmentally distressed, and communities ad-
15 versely affected by reductions in defense spending;
16 and

17 “(8) such other factors as the Chairperson con-
18 siders to be appropriate.

19 “(c) APPLICATION TO SUBGRANTS.—An State Com-
20 mission or grantmaking entity shall apply the criteria de-
21 scribed in subsection (b) in determining whether to ap-
22 prove an application under section 117G(c) and to make
23 a grant under section 117(b)(1) to the applicant on the
24 basis of the application.

1 **“SEC. 117I. FEDERAL, STATE, AND LOCAL CONTRIBUTIONS.**

2 **“(a) FEDERAL SHARE.—**

3 **“(1) IN GENERAL.—**The Federal share attrib-
4 utable to this subpart of the cost of carrying out a
5 program for which a grant is made under this sub-
6 part may not exceed the percentage specified in sub-
7 paragraph (A), (B), (C), or (D) of section 116(a)(1),
8 as appropriate.

9 **“(2) CALCULATION.—**Each recipient of assist-
10 ance under this subpart shall comply with section
11 116(a)(2).

12 **“(b) WAIVER.—**The Chairperson may waive the re-
13 quirements of subsection (a) as provided in section 116(b).

14 **“SEC. 117J. LIMITATIONS ON USES OF FUNDS.**

15 **“A State Commission or qualified organization that**
16 **receives a grant under this subpart for a fiscal year may**
17 **reserve not more than 5 percent of the funds made avail-**
18 **able through such grant for administrative costs of pro-**
19 **grams carried out under this subpart for the fiscal year.**

20 **“Subpart C—Clearinghouse**

21 **“SEC. 117N. SERVICE-LEARNING CLEARINGHOUSE.**

22 **“(a) IN GENERAL.—**The Corporation shall provide fi-
23 nancial assistance, from funds appropriated to carry out
24 subtitle G, to agencies described in subsection (b) to estab-
25 lish a clearinghouse, which shall carry out activities, either

1 directly or by contract with another such entity, with re-
2 spect to information about service-learning.

3 “(b) PUBLIC AND PRIVATE NONPROFIT AGENCIES.—
4 Public and private nonprofit agencies that have extensive
5 experience with service-learning, including use of adult vol-
6 unteers to foster service-learning, shall be eligible to re-
7 ceive assistance under subsection (a).

8 “(c) FUNCTION OF CLEARINGHOUSE.—An entity
9 that receives assistance under subsection (a) may—

10 “(1) assist entities carrying out State or local
11 service-learning programs with needs assessments
12 and planning;

13 “(2) conduct research and evaluations concern-
14 ing service-learning;

15 “(3)(A) provide leadership development and
16 training to State and local service-learning program
17 administrators, supervisors, service sponsors, and
18 participants; and

19 “(B) provide training to persons who can pro-
20 vide the leadership development and training de-
21 scribed in subparagraph (A);

22 “(4) facilitate communication among entities
23 carrying out service-learning programs and partici-
24 pants in such programs;

1 “(5) provide information, curriculum materials,
2 and technical assistance relating to planning and op-
3 eration of service-learning programs, to States and
4 local entities eligible to receive financial assistance
5 under this title;

6 “(6)(A) gather and disseminate information on
7 successful service-learning programs, components of
8 such successful programs, innovative youth skills
9 curricula related to service-learning, and service-
10 learning **【projects】** being implemented nationwide;
11 and

12 “(B) coordinate the activities of the Clearing-
13 house with appropriate entities to avoid duplication
14 of effort;

15 “(7) make recommendations to State and local
16 entities on quality controls to improve the quality of
17 service-learning programs;

18 “(8) assist organizations in recruiting, screen-
19 ing, and placing service-learning coordinators de-
20 scribed in section 111(b); and

21 “(9) carry out such other activities as the Cor-
22 poration determines to be appropriate.

1 **“Subpart D—General Provisions**

2 **“SEC. 117R. AVAILABILITY OF APPROPRIATIONS.**

3 “Of the aggregate amount appropriated to carry out
4 this part for each fiscal year—

5 “(1) a sum equal to 85 percent of such amount
6 shall be available to carry out subpart A; and

7 “(2) a sum equal to 15 percent of such amount
8 shall be available to carry out subpart B.”.

9 (b) HIGHER EDUCATION INNOVATIVE PROJECTS.—
10 Part II of subtitle B of title I of the National and Commu-
11 nity Service Act of 1990 (42 U.S.C. 12531 et seq.) is
12 amended to read as follows:

13 **“PART II—HIGHER EDUCATION INNOVATIVE**
14 **PROGRAMS FOR COMMUNITY SERVICE**

15 **“SEC. 118. HIGHER EDUCATION INNOVATIVE PROGRAMS**
16 **FOR COMMUNITY SERVICE.**

17 “(a) PURPOSE.—It is the purpose of this part to ex-
18 pand participation in community service by supporting in-
19 novative community service programs carried out through
20 institutions of higher education, acting as civic institutions
21 to improve the health and well-being of neighboring com-
22 munities.

23 “(b) GENERAL AUTHORITY.—The Corporation, in
24 consultation with the Secretary of Education, is author-
25 ized to make grants to, and enter into contracts with, in-
26 stitutions of higher education (including a combination of

1 such institutions), and partnerships comprised of such in-
2 stitutions and of other public agencies or nonprofit private
3 organizations, to pay for the Federal share of the cost of—

4 “(1) enabling such an institution or partnership
5 to create or expand an organized community service
6 program that engenders a sense of social responsibil-
7 ity and commitment to the community in which the
8 institution is located, and provides service opportuni-
9 ties for participants, who shall be students, faculty,
10 administration, or staff of the institution, or resi-
11 dents of the community;

12 “(2) supporting student-initiated and student-
13 designed community service projects through the
14 program;

15 “(3) facilitating the integration of community
16 service carried out under the program into academic
17 curricula, including integration of clinical programs
18 into the curriculum for students in professional
19 schools, so that students can obtain credit for their
20 community service projects;

21 “(4) supplementing the funds available to carry
22 out work-study programs under part C of title IV of
23 the Higher Education Act of 1965 (42 U.S.C. 2751
24 et seq.) to support service-learning and community
25 service through the community service program;

1 “(5) strengthening the service infrastructure
2 within institutions of higher education in the United
3 States through the program; and

4 “(6) providing for the training of teachers, pro-
5 spective teachers, related education personnel, and
6 community leaders in the skills necessary to develop,
7 supervise, and organize service-learning.

8 “(c) FEDERAL SHARE.—

9 “(1) SHARE.—

10 “(A) IN GENERAL.—The Federal share of
11 the cost of carrying out a community service
12 project for which a grant or contract is awarded
13 under this part may not exceed 50 percent.

14 “(B) CALCULATION.—[In providing for
15 the remaining share of the cost of carrying out
16 such a program, each recipient of assistance
17 under this subpart—

18 “(i) shall provide for such share
19 through a payment in cash or in kind, fair-
20 ly evaluated, including facilities, equip-
21 ment, or services; and

22 “(ii) may provide for such share
23 through State sources or local sources.]

1 “(2) WAIVER.—The Chairperson may waive the
2 requirements of paragraph (1) as provided in section
3 116(b).

4 “(d) APPLICATION FOR GRANT.—

5 “(1) SUBMISSION.—To receive a grant or enter
6 into a contract under this part, an institution or
7 partnership described in subsection (a) shall pre-
8 pare, submit to the Corporation, and obtain approval
9 of, an application at such time and in such manner
10 as the Chairperson may reasonably require.

11 “(2) CONTENTS.—An application submitted
12 under paragraph (1) shall contain—

13 “(A) such information as the Chairperson
14 may reasonably require, such as a description
15 of—

16 “(i) the proposed program to be es-
17 tablished with assistance provided under
18 the grant or contract;

19 “(ii) the human, educational, environ-
20 mental, or public safety service that par-
21 ticipants will perform and the community
22 need that will be addressed under such
23 program;

1 “(iii) whether or not students will re-
2 ceive academic credit for community serv-
3 ice projects under the program;

4 “(iv) the procedure for training super-
5 visors and participants and for supervising
6 and organizing participants in such pro-
7 gram;

8 “(v) the procedures to ensure that the
9 program includes the age-appropriate
10 learning component described in section
11 114(b)(5)(B);

12 “(vi) the roles played by community
13 members, including service recipients, in
14 the design and implementation of the pro-
15 gram; and

16 “(vii) the budget for the program;

17 “(B) assurances that—

18 “(i) prior to the placement of a partic-
19 ipant, the applicant will consult with any
20 local labor organization representing em-
21 ployees in the area who are engaged in the
22 same or similar work as that proposed to
23 be carried out by such program, to prevent
24 the displacement and protect the rights of
25 such employees; and

1 “(ii) the applicant will comply with
2 the nonduplication and nondisplacement
3 provisions of section 177; and

4 “(C) such other assurances as the Chair-
5 person may reasonably require.

6 “(e) PRIORITY.—

7 “(1) IN GENERAL.—In making grants and en-
8 tering into contracts under subsection (b), the Cor-
9 poration shall give priority to applicants that submit
10 applications containing proposals that—

11 “(A) demonstrate the commitment of the
12 institution of higher education, other than by
13 demonstrating the commitment of the students,
14 to supporting the community service projects
15 carried out under the program;

16 “(B) specify the manner in which the insti-
17 tution will promote faculty, administration, and
18 staff participation in the community service
19 projects;

20 “(C) specify the manner in which the insti-
21 tution will provide service to the community
22 through organized programs, including, where
23 appropriate, clinical programs for students in
24 professional schools;

1 “(D) describe any partnership that will
2 participate in the community service projects,
3 such as a partnership comprised of—

4 “(i) the institution;

5 “(ii)(I) a community-based agency;

6 “(II) a local government agency; or

7 “(III) a nonprofit entity that serves or
8 involves school-age youth or older adults;

9 or

10 “(iii) a student organization;

11 “(E) demonstrate community involvement
12 in the development of the proposal;

13 “(F) specify that the institution will use
14 such assistance to strengthen the service infra-
15 structure in institutions of higher education; or

16 “(G) with respect to projects involving de-
17 livery of service, specify projects that involve
18 leadership development of school-age youth.

19 “(2) DETERMINATION.—In giving priority to
20 applicants under paragraph (1), the Corporation
21 shall give increased priority to such an applicant for
22 each characteristic described in subparagraphs (A)
23 through (G) of paragraph (1) that is reflected in the
24 application submitted by the applicant.

“(f) POST-SERVICE EDUCATIONAL BENEFIT.—A participant in a program funded under this part shall be eligible for the post-service educational benefit described in subtitle D, if the participant served in an approved national service position.

“(g) DEFINITION.—Notwithstanding section 101(28), as used in this part, the term ‘student’ means an individual who is enrolled in an institution of higher education on a full- or part-time basis.”.

(c) TABLE OF CONTENTS.—Section 1(b) of the National and Community Service Act of 1990 (Public Law 101-610; 104 Stat. 3127) is amended by striking the items relating to subtitle B of title I of such Act and inserting the following:

“PART I—SERVE-AMERICA PROGRAMS

SUBPART A—SCHOOL-BASED PROGRAMS FOR STUDENTS

- “Sec. 111. Authority to assist States and Indian tribes.
- “Sec. 111A. Authority to assist local applicants in nonparticipating States.
- “Sec. 111B. Authority to assist public or private nonprofit organizations.
- “Sec. 112. Grants and allotments.
- “Sec. 113. State or tribal applications.
- “Sec. 114. Local applications.
- “Sec. 115. Consideration of applications.
- “Sec. 115A. Participation of students and teachers from private schools.
- “Sec. 116. Federal, State, and local contributions.
- “Sec. 117. Limitations on uses of funds.
- “Sec. 117A. Definitions.

SUBPART B—COMMUNITY-BASED SERVICE PROGRAMS FOR SCHOOL-AGE YOUTH

- “Sec. 117D. Definitions.
- “Sec. 117E. General authority.
- “Sec. 117F. State applications.
- “Sec. 117G. Local applications.
- “Sec. 117H. Consideration of applications.
- “Sec. 117I. Federal, State, and local contributions.
- “Sec. 117J. Limitations on uses of funds.

"SUBPART C—CLEARINGHOUSE

"Sec. 117N. Service-learning clearinghouse.

"SUBPART D—GENERAL PROVISIONS

"Sec. 117R. Availability of appropriations.

"PART II—HIGHER EDUCATION INNOVATIVE PROGRAMS FOR COMMUNITY
SERVICE

"Sec. 118. Higher education innovative programs for community service.

- 1 (d) TECHNICAL AND CONFORMING AMENDMENTS.—
- 2 Section 172(a)(3)(A) of the National and Community
- 3 Service Act of 1990 (42 U.S.C. 12632(a)(3)(A)) is amend-
- 4 ed by striking "113(9)" and inserting "113(b)(1)(C)(v)".

DISCUSSION DRAFT

Subtitle B—Domestic Volunteer Service Act of 1973

SEC. 311. SHORT TITLE; REFERENCES.

(a) SHORT TITLE.—This subtitle may be cited as the
“Domestic Volunteer Service Act Amendments of 1993”.

(b) REFERENCES.—Except as otherwise specifically
provided, whenever in this subtitle an amendment or re-
peal is expressed in terms of an amendment to, or repeal
of, a section or other provision, the reference shall be con-
sidered to be made to a section or other provision of the
Domestic Volunteer Service Act of 1973 (42 U.S.C. 4950
et seq.).

CHAPTER 1—VISTA AND OTHER ANTI- POVERTY PROGRAMS

SEC. 315. PURPOSE OF THE VISTA PROGRAM.

The last sentence of section 101 (42 U.S.C. 4951)
is amended to read as follows: “In addition, the objective
of this part is to generate the commitment of private sec-
tor resources, to encourage volunteer service at the local
level, and to strengthen local agencies and organizations
to carry out the purpose set forth in this part.”.

1 **SEC. 316. SELECTION AND ASSIGNMENT OF VISTA VOLUN-**
2 **TEERS.**

3 (a) VOLUNTEER ASSIGNMENTS.—Section 103(a) (42
4 U.S.C. 4953(a)) is amended—

5 (1) in the matter preceding paragraph (1), by
6 striking “a public” ;

7 (2) in paragraph (2), by striking “and” at the
8 end thereof;

9 (3) in paragraph (3), by striking “illiterate or
10 functionally illiterate youth and other individuals.”;

11 (4) in paragraph (5), by striking “and” at the
12 end thereof;

13 (5) in paragraph (6)—

14 (A) by striking “or the Community Eco-
15 nomic” and inserting “the Community Eco-
16 nomic”;

17 (B) by inserting “or other similar Acts”
18 after “1981.”; and

19 (C) by striking the period and inserting “;
20 and”; and

21 (6) by adding at the end thereof the following
22 new paragraph:

23 “(7) in strengthening, supplementing, and ex-
24 panding efforts to address the problem of illiteracy
25 throughout the United States.”.

1 (b) RECRUITMENT PROCEDURES.—Section 103(b)
2 (42 U.S.C. 4953(b)) is amended—

3 (1) by striking paragraphs (2), (4), (5) and (6);
4 and

5 (2) by redesignating paragraphs (3) and (7) as
6 paragraphs (2) and (3), respectively; and

7 (3) in paragraph (2) (as so redesignated), by
8 striking “paragraph (7)” and inserting “paragraph
9 (3)”; and

10 (4) in paragraph (3) (as so redesignated)—

11 (A) by striking “paragraph (4)” in sub-
12 paragraph (A) and inserting “paragraph (2)”;

13 (B) by striking subparagraphs (B) and
14 (E);

15 (C) by redesignating subparagraphs (C),
16 (D) and (F) as subparagraphs (B), (C) and
17 (D), respectively;

18 (D) by striking subparagraph (B) (as so
19 redesignated) and inserting the following new
20 subparagraph: and

21 “(B) A sponsoring organization may recruit volun-
22 teers for service under this part subject to final selection
23 approval by the Director of ACTION.”.

1 (c) PUBLIC AWARENESS AND RECRUITMENT.—Sub-
2 section (c) of section 103 (42 U.S.C. 4953(c)) is
3 amended—

4 (1) in paragraph (1), to read as follows:

5 “(1) The Director shall conduct national and local
6 public awareness and recruitment activities in order to
7 meet the volunteer goals of the program. Such activities
8 may include public service announcements, advertise-
9 ments, publicity on loan deferments and cancellations
10 available to VISTA Volunteers, maintenance of a toll-free
11 telephone system, and provision of technical assistance for
12 the recruitment of volunteers to programs and projects re-
13 ceiving assistance under this part. Further, the Director
14 shall take steps to recruit individuals 18 through 27 years
15 of age, 55 years of age and older, recent graduates of in-
16 stitutions of higher education, and special skilled volun-
17 teers.”;

18 (2) in paragraph (3), by adding at the end
19 thereof the following new sentence: “In addition, the
20 Director shall take steps to provide opportunities for
21 returned Peace Corps Volunteers to serve in Vista.”;

22 (3) by striking paragraphs (4) and (5);

23 (4) by redesignating paragraphs (6) as para-
24 graph (4); and

1 (5) by striking paragraph (4) (as so redesign-
2 nated), and inserting the following new paragraph:

3 “(4) Beginning in fiscal year 1994 and for each fiscal
4 year thereafter, for the purpose of carrying out this sub-
5 section, the Director shall obligate such sums as necessary
6 of the amounts appropriated for each fiscal year under
7 section 501(a).”.

8 (d) COORDINATION WITH OTHER FEDERAL AGEN-
9 CIES.—Section 103 (42 U.S.C. 4953) is amended by add-
10 ing at the end thereof the following new subsection:

11 “(h) The Director of ACTION is encouraged to enter
12 into agreements with other Federal agencies to use VISTA
13 Volunteers in furtherance of program objectives that are
14 consistent with the purposes described in section 101.”.

15 **SEC. 317. TERMS AND PERIODS OF SERVICE.**

16 (a) CLARIFICATION AND PERIODS OF SERVICE.—
17 Subsection (b) of section 104 (42 U.S.C. 4954(b)) is
18 amended to read as follows:

19 “(b) Volunteers serving under this part may be en-
20 rolled initially for not less than 1 year, nor more than 2
21 years, except as provided for under subsection (e), except
22 that volunteers serving under this part may be enrolled
23 for periods of service of less than 1 year when the Director
24 determines, on an individual basis, that a period of service
25 of less than 1 year is necessary to meet a critical scarce

1 skill need. Volunteers serving under this part may be
2 reenrolled for periods of service in a manner to be deter-
3 mined by the Director. No volunteer shall serve for more
4 than a total of 5 years under this part.”.

5 (b) SUMMER PROGRAM.—Section 104 (42 U.S.C.
6 4954) is amended by adding at the end thereof the follow-
7 ing new subsection:

8 “(e) Notwithstanding any other provision under this
9 part, the Director may enroll full-time VISTA Summer
10 Associates for the summer months only, under the terms
11 and conditions to be set by the Director. Such individuals
12 must be assigned to projects that meet the criteria set
13 forth in section 103(a). The Agency shall report on par-
14 ticipants, costs, and accomplishments under the summer
15 program separately. The limitation on funds appropriated
16 for grants and contracts, as contained in section 108, shall
17 not apply to the summer program.”.

18 **SEC. 318. SUPPORT FOR VISTA VOLUNTEERS.**

19 (a) POSTSERVICE STIPEND.—Section 105(a)(1) (42
20 U.S.C. 4955(a)(1)) is amended by striking the second sen-
21 tence and inserting the following: “Such stipend shall not
22 exceed \$95 per month in fiscal year 1994, but shall be
23 set at a minimum of \$125 per month during the volun-
24 teer’s service after October 1, 1994, assuming the avail-
25 ability of funds to accomplish this increase. The Director

1 may provide a stipend of a minimum of \$200 per month
2 in the case of persons who have served for at least 1 year
3 and who, in accordance with standards established in reg-
4 ulations which the Director shall prescribe, have been des-
5 igned volunteer leaders on the basis of experience and
6 special skills and a demonstrated leadership among volun-
7 teers.”.

8 (b) SUBSISTENCE ALLOWANCE.—Section 105(b) (42
9 U.S.C. 4955(b)) is amended—

10 (1) in paragraph (3)—

11 (A) by striking subparagraph (A);

12 (B) by striking the subparagraph of sub-
13 paragraph (B); and

14 (C) by adding at the end thereof the fol-
15 lowing new sentence: “The Director shall review
16 such adjustments on an annual basis to assure
17 they are current.”; and

18 (2) by striking paragraph (4).

19 **SEC. 319. PARTICIPATION OF YOUNGER AND OLDER PER-**
20 **SONS.**

21 Section 107 (42 U.S.C. 4957) is amended to read as
22 follows:

23 “PARTICIPATION OF YOUNGER AND OLDER PERSONS

24 “SEC. 107. In carrying out this part and part C, the
25 Director shall take necessary steps, including the develop-
26 ment of special projects, where appropriate, to encourage

1 the fullest participation of individuals 18 through 27 years
2 of age and individuals 55 years of age and older in the
3 various programs and activities authorized under such
4 parts.”.

5 **SEC. 320. LITERACY ACTIVITIES.**

6 Section 109 (42 U.S.C. 4959) is amended—

7 (1) in subsection (g)—

8 (A) by striking paragraph (1); and

9 (B) by striking the paragraph designation
10 of paragraph (2); and

11 (2) in subsection (h), by striking paragraph (3).

12 **SEC. 321. APPLICATIONS FOR ASSISTANCE.**

13 Section 110 (42 U.S.C. 4960) is amended to read as
14 follows:

15 “APPLICATIONS FOR ASSISTANCE

16 “SEC. 110. The Director shall not deny assistance
17 under this part to any project or program, or any public
18 or private nonprofit organization, solely on the basis of
19 the duration of the assistance such project, program, or
20 organization has previously received under this part. The
21 Director shall grant assistance under this part on the
22 basis of merit and to accomplish the goals of the VISTA
23 program, and shall consider the needs and requirements
24 of existing projects as well as potential new projects.”.

1 **SEC. 322. REPEAL OF AUTHORITY FOR STUDENT COMMU-**
2 **NITY SERVICE PROGRAMS.**

3 Part B of title I (42 U.S.C. 4971 et seq.) is
4 amended—

5 (1) in section 111 (42 U.S.C. 4971(a))—

6 (A) by striking out subsection (a); and

7 (B) by striking out the subsection designa-
8 tion of subsection (b); and

9 (2) by repealing section 114 (42 U.S.C. 4974).

10 **SEC. 323. UNIVERSITY YEAR FOR VISTA.**

11 Part B of title I (42 U.S.C. 4971 et seq.) is
12 amended—

13 (1) in the part heading to read as follows:

14 “PART B—UNIVERSITY YEAR FOR VISTA”;

15 (2) by striking “University Year for ACTION”
16 each place that such appears in such part and in the
17 Act and inserting “University Year for VISTA”;

18 (3) by striking “UYA” each place that such ap-
19 pears in such part and in the Act and inserting
20 “UYV”;

21 (4) in section 112 (42 U.S.C. 4972) by striking
22 the section heading and inserting the following new
23 section heading:

24 “AUTHORITY TO OPERATE UNIVERSITY YEAR FOR VISTA
25 PROGRAM”; AND

26 (5) in section 113(a) (42 U.S.C. 4973(a))—

(A) by striking “of not less than the duration of an academic year” and inserting “of not less than the duration of an academic semester or its equivalent”; and

(B) by adding at the end thereof the following new sentence: “Volunteers may receive a living allowance and such other support or allowances as the Director determines appropriate.”.

SEC. 324. AUTHORITY TO ESTABLISH AND OPERATE SPECIAL VOLUNTEER AND DEMONSTRATION PROGRAMS.

Section 122 (42 U.S.C. 4992) is amended to read as follows:

“AUTHORITY TO ESTABLISH AND OPERATE SPECIAL VOLUNTEER AND DEMONSTRATION PROGRAMS

“SEC. 122. (a) IN GENERAL.—The Director is authorized to conduct or award grants or contracts to public and nonprofit organizations for special volunteer programs or demonstration programs to encourage wider volunteer participation on a full-time, part-time, or short-term basis to further the purpose of this part, and to identify particular segments of the poverty community which could benefit from volunteer and other antipoverty efforts. The assignment of volunteers under this section, and the provision of support for such volunteers, including any subsistence

1 allowances and stipends, shall be on such terms and condi-
2 tions as the Director shall determine but shall not exceed
3 the level of support provided under section 105. Projects
4 using nonstipend volunteers may also be supported under
5 this section.

6 “(b) CRITERIA.—In carrying out the activities au-
7 thorized under this section and section 123, the Director
8 shall establish criteria and priorities to award grants and
9 enter into contracts in each fiscal year. No grant or con-
10 tract exceeding \$100,000 shall be made under this part
11 unless the grantee or contractor has been selected by a
12 competitive process which includes public announcement
13 of the availability of funds for such grant or contract, gen-
14 eral criteria for the selection of recipients or contractors,
15 and a description of the application process and applica-
16 tion review process.”.

17 **SEC. 325. TECHNICAL AND FINANCIAL ASSISTANCE.**

18 Section 123 (42 U.S.C. 4993) is to read as follows:

19 “TECHNICAL AND FINANCIAL ASSISTANCE

20 “SEC. 123. The Director may provide technical and
21 financial assistance to Federal agencies, State and local
22 governments and agencies, private nonprofit organiza-
23 tions, employers, and other private organizations which
24 utilize or desire to utilize volunteers in carrying out the
25 purpose of this part.”.

1 **SEC. 326. ELIMINATION OF SEPARATE AUTHORITY FOR**
2 **DRUG ABUSE PROGRAMS.**

3 Section 124 (42 U.S.C. 4994) is repealed.

4 **CHAPTER 2—NATIONAL SENIOR**
5 **VOLUNTEER CORPS**

6 **SEC. 331. NATIONAL SENIOR VOLUNTEER CORPS.**

7 (a) REFERENCES.—The Act is amended by striking
8 “Older American Volunteer Programs” each place that
9 such appears and inserting “National Senior Volunteer
10 Corps.”.

11 (b) TITLE HEADING.—The heading for title II is
12 amended to read as follows:

13 **“TITLE II—NATIONAL SENIOR**
14 **VOLUNTEER CORPS”.**

15 **SEC. 332. THE RETIRED AND SENIOR VOLUNTEER PRO-**
16 **GRAM.**

17 Section 200 (42 U.S.C. 5000) is amended by striking
18 “retired senior volunteer program” each place that such
19 appears in such section and the Act and inserting “retired
20 and senior volunteer program”.

21 **SEC. 333. OPERATION OF THE RETIRED AND SENIOR VOL-**
22 **UNTEER PROGRAM.**

23 (a) ELIGIBILITY FOR PARTICIPANTS IN THE PRO-
24 GRAM.—Section 201(a) (42 U.S.C. 5001(a)) is
25 amended—

1 (1) in the matter preceding paragraph (1), by
2 inserting “and older working” after “retired”; and

3 (2) in paragraph (2), by striking “aged sixty”
4 and inserting “aged fifty-five”.

5 (b) DELETION OF REQUIREMENT FOR STATE AGEN-
6 CY REVIEW.—Section 201 (42 U.S.C. 5001) is amended—

7 (1) by striking subsection (c); and

8 (2) by redesignating subsection (d) as sub-
9 section (c).

10 **SEC. 334. SERVICES UNDER THE FOSTER GRANDPARENT**
11 **PROGRAM.**

12 Section 211(a) (42 U.S.C. 5011(a)) is amended—

13 (1) by striking “receiving care in hospitals,
14 homes for dependent and neglected children, or
15 other establishments providing care for children with
16 special needs” and inserting “receiving care in hos-
17 pitals; residing in homes for dependent and ne-
18 glected children; and participating in day care cen-
19 ters, schools, Head Start projects, and a variety of
20 other establishments and institutions providing serv-
21 ices for children with special or exceptional needs”;
22 and

23 (2) by inserting after the first sentence the fol-
24 lowing new sentence: “Individual foster grand-
25 parents may provide person-to-person services to one

1 or more children depending upon the needs of the
2 project and local site.”.

3 **SEC. 335. STIPENDS FOR LOW-INCOME VOLUNTEERS.**

4 Section 211(d) (42 U.S.C. 5011(d)) is amended in
5 the second sentence by striking “Any stipend or allowance
6 provided under this subsection shall not be less than \$2.20
7 per hour until October 1, 1990, \$2.35 per hour during
8 fiscal year 1991, and \$2.50 per hour and after October
9 1, 1992.” and inserting “Any stipend or allowance pro-
10 vided under this section shall not be less than \$2.45 per
11 hour on and after October 1, 1993, and shall be adjusted
12 once during the period of 1993 through 1997 to account
13 for inflation, as determined by the Director and rounded
14 to the nearest five cents,”.

15 **SEC. 336. PARTICIPATION OF NON-LOW-INCOME PERSONS**
16 **UNDER PARTS B AND C.**

17 Subsection (f) of section 211(f) (42 U.S.C. 5011(f))
18 is amended to read as follows:

19 “(f) Individuals who are not low-income persons may
20 serve as volunteers under parts B and C, in accordance
21 with such regulations as the Director shall issue, at the
22 discretion of the local project and without receiving any
23 allowance, stipend, or other financial support except reim-
24 bursement for transportation, meals, and out-of-pocket ex-
25 penses incident to serving.”

1 **SEC. 337. CONDITIONS OF GRANTS AND CONTRACTS.**

2 Section 212 (42 U.S.C. 5012) is repealed.

3 **SEC. 338. EVALUATION OF THE SENIOR COMPANION PRO-**
4 **GRAM.**

5 Paragraph (3) of section 213(c) (42 U.S.C.
6 5013(c)(3)) is repealed.

7 **SEC. 339. AGREEMENTS WITH OTHER FEDERAL AGENCIES.**

8 Section 221(a) (42 U.S.C. 5021) is amended by add-
9 ing at the end thereof the following new sentence: "The
10 Director is encouraged to enter into agreements with the
11 Department of Health and Human Services to provide fos-
12 ter grandparents in Head Start projects, to use Medicaid
13 funds where cost-effective in involving Senior Companions
14 in health care arrangements, and to promote in-home care
15 in cooperation with the Administration on Aging, with the
16 Department of Education to promote intergenerational tu-
17 toring and mentoring for at-risk children, and with the
18 Environmental Protection Agency to support conservation
19 efforts."

20 **SEC. 340. PROGRAMS OF NATIONAL SIGNIFICANCE.**

21 Section 225 (42 U.S.C. 5025) is amended—

22 (1) in subsection (a)—

23 (A) by striking paragraph (1) and insert-
24 ing the following new paragraph:

25 "(1) The Director is authorized to make grants under
26 the programs authorized in parts A, B, and C of this title

1 to support programs that address national problems that
2 are also of local concern. The Director may, in any fiscal
3 year, determine which programs of national significance
4 will receive priority in that year.”;

5 (B) by striking “paragraph (10)” in para-
6 graph (2)(B) and inserting “paragraphs (10)
7 and (12)”;

8 (C) by striking “and (10)” in paragraph
9 (2)(C) and inserting “(10), (12), (15), and
10 (16)”;

11 (2) in subsection (b), by adding at the end
12 thereof the following new paragraphs:

13 “(12) Programs that address environmental
14 needs.

15 “(13) Programs that reach out to organizations
16 not previously involved in addressing local needs,
17 such as labor unions and profit-making organiza-
18 tions.

19 “(14) Programs that provide for ethnic out-
20 reach.

21 “(15) Programs that support criminal justice
22 activities.

23 “(16) Programs that involve older volunteers
24 working with young people in apprenticeship pro-
25 grams.”; and

1 (5) in subsection (d), by striking paragraph (1)
2 and inserting the following new paragraph:

3 “(1) Except as provided in paragraph (2), in each
4 fiscal year there shall be available to the Director to make
5 grants under subsection (a) such sums as necessary.”.

6 **SEC. 341. ADJUSTMENTS TO FEDERAL FINANCIAL ASSIST-**
7 **ANCE.**

8 Section 226 (42 U.S.C. 5026) is amended—

9 (1) by striking subparagraph (B) of subsection
10 (a)(1) and all that follows through subsection (b);
11 and

12 (B) by striking “(a)(1)(A)”.

13 **SEC. 342. ARRANGEMENTS WITH PRIVATE, PROFIT-MAKING**
14 **ORGANIZATIONS.**

15 Part D of title II (42 U.S.C. 5021) is amended by
16 adding at the end thereof the following new section:

17 **“ARRANGEMENTS WITH PRIVATE, PROFIT-MAKING**
18 **ORGANIZATIONS**

19 **“SEC. 228.** The Director and grantees funded under
20 this title may enter into arrangements with profit-making
21 organizations so as to offer the services of Senior Compan-
22 ions, Foster Grandparents, and Retired Senior Volunteers
23 to those profit-making organizations, including their em-
24 ployees and relatives, on the condition that all costs of the
25 services, including administrative expenses, are paid for
26 by the profit-making organization and that there is no im-

1 pact on the ACTION funded project to provide services
2 to the community under the grant.”.

3 **SEC. 343. DEMONSTRATION PROGRAMS.**

4 Title II is amended by adding at the end thereof the
5 following new part:

6 “PART E—DEMONSTRATION PROGRAMS

7 “AUTHORITY OF DIRECTOR

8 “SEC. 231. The Director is authorized to make
9 grants or contracts to public and nonprofit organizations,
10 including the organizations funded under parts A, B, and
11 C, for the purposes of demonstrating innovative activities
12 involving older Americans as volunteers. The Director may
13 support both nonstipend and stipended volunteers under
14 this part. Funding may be provided for activities such
15 as—

16 “(1) linking youth groups and older American
17 organizations in volunteer activities;

18 “(2) involving older volunteers in programs and
19 activities different from those currently supported in
20 the community; and

21 “(3) testing whether older American volunteer
22 programs may contribute to new objectives or cer-
23 tain national priorities.

1 "PROHIBITION

2 "SEC. 232. The Director may not reduce the activi-
3 ties, projects, or volunteers funded under the other parts
4 of this title in order to support projects under this part."

5 **CHAPTER 3—ADMINISTRATION**

6 **SEC. 345. PURPOSE OF AGENCY.**

7 Section 401 (42 U.S.C. 5041) is amended by insert-
8 ing after the first sentence the following: "This Agency
9 shall also promote the coordination of volunteer efforts
10 among Federal, State, and local agencies and organiza-
11 tions, exchange technical assistance information among
12 them, and provide technical assistance to other nations
13 concerning domestic volunteer programs within their coun-
14 tries."

15 **SEC. 346. AUTHORITY OF THE DIRECTOR.**

16 Section 402 (42 U.S.C. 5042) is amended—

17 (1) in paragraphs (5) and (6), by inserting "so-
18 licit and" before "accept" in each such paragraph;

19 (2) in paragraph (13), by striking "and" at the
20 end thereof;

21 (3) by redesignating paragraph (14) as para-
22 graph (15); and

23 (4) by inserting after paragraph (13) the fol-
24 lowing new paragraph:

1 “(14) enter into arrangements with private,
2 profit-making organizations under terms and condi-
3 tions determined by the Director when such agree-
4 ments will further the purposes of the Act; and”.

5 **SEC. 347. COMPENSATION FOR VOLUNTEERS.**

6 Section 404(c) (42 U.S.C. 5044(c)) is amended by
7 inserting “from such volunteers or beneficiaries” after
8 “compensation”.

9 **SEC. 348. REPEAL OF REPORT ON ANNUAL RECRUITMENT**
10 **PLAN.**

11 Section 407 (42 U.S.C. 5047) is repealed.

12 **SEC. 349. APPLICATION OF FEDERAL LAW.**

13 Section 415(b)(4)(A) (42 U.S.C. 5055(b)(4)(A)) is
14 amended by striking “grade GS-7” and inserting “grade
15 GS-5”.

16 **SEC. 350. EVALUATION OF PROGRAMS.**

17 Section 416 (42 U.S.C. 5056) is amended—

18 (1) in subsection (a)—

19 (A) by striking “(including the VISTA Lit-
20 eracy Corps which shall be evaluated as a sepa-
21 rate program at least once every 3 years)” in
22 the first sentence; and

23 (B) by striking “at least once every 3
24 years” in the second sentence and inserting
25 “periodically”;

1 (2) in subsection (b) to read as follows:

2 “(b) In carrying out evaluations of ACTION’s pro-
3 grams, the Director shall create appropriate management
4 information systems that will summarize volunteer activi-
5 ties and accomplishments across the programs supported
6 under this Act. The Director shall report this information
7 on a periodic basis.”; and

8 (3) by striking subsections (d), (e), (f), and (g).

9 **SEC. 351. NONDISCRIMINATION PROVISIONS.**

10 Section 417 (42 U.S.C. 5057) is amended to read as
11 follows:

12 “NONDISCRIMINATION PROVISIONS

13 “SEC. 417. (a) IN GENERAL.—An individual with re-
14 sponsibility for the operation of a project that receives as-
15 sistance under this Act shall not discriminate against a
16 participant or member of the staff of such project on the
17 basis of race, color, national origin, sex, age, disability,
18 or political affiliation of such participant or member.

19 “(b) FEDERAL FINANCIAL ASSISTANCE.—Any assist-
20 ance provided under this Act shall constitute Federal fi-
21 nancial assistance for purposes of title VI of the Civil
22 Rights Act of 1964 (42 U.S.C. 2000d et seq.), title IX
23 of the Education Amendments of 1972 (20 U.S.C. 1681
24 et seq.), the Rehabilitation Act of 1973 (29 U.S.C. 701
25 et seq.), the Age Discrimination Act of 1975 (42 U.S.C.
26 6101 et seq.), and the regulations issued under such Acts.

1 (c) RELIGIOUS DISCRIMINATION.—

2 (1) IN GENERAL.—Except as provided in para-
3 graph (2), an individual with responsibility for the
4 operation of a project that receives assistance under
5 this Act shall not discriminate on the basis of reli-
6 gion against a participant or a member of the
7 project staff who is paid with funds received under
8 this Act.

9 (2) EXCEPTION.—Paragraph (1) shall not
10 apply to the employment, with assistance provided
11 under this Act, of any member of the staff of a
12 project that receives assistance under this Act who
13 was employed with the organization operating the
14 project on the date the grant under this Act was
15 awarded.

16 (d) RULES AND REGULATIONS.—The Director shall
17 promulgate rules and regulations to provide for the en-
18 forcement of this section that shall include provisions for
19 summary suspension of assistance for not more than 30
20 days, on an emergency basis, until notice and an oppor-
21 tunity to be heard can be provided.”.

22 **SEC. 352. ELIMINATION OF SEPARATE REQUIREMENTS FOR**
23 **SETTING REGULATIONS.**

24 Section 420 (42 U.S.C. 5060) is repealed.

1 **SEC. 353. CLARIFICATION OF ROLE OF INSPECTOR GEN-**
2 **ERAL.**

3 Section 422 (42 U.S.C. 5062) is amended—

4 (1) in subsection (a), by inserting “and the In-
5 spector General of ACTION” after “Director”; and

6 (2) in subsection (b), by inserting “, the Inspec-
7 tor General of ACTION,” after “Director” each
8 place that such appears.

9 **SEC. 354. COPYRIGHT PROTECTION.**

10 Title IV is amended by at the end thereof, the follow-
11 ing new section:

12 **“COPYRIGHT PROTECTION**

13 **“SEC. 426. (a) IN GENERAL.—**The following are
14 hereby declared the property of the United States:

15 “(1) The name ‘Retired and Senior Volunteer
16 Program’ and the logo and acronym, ‘RSVP’, associ-
17 ated therewith;

18 “(2) The name ‘Foster Grandparent Program’
19 and the logo and acronym, ‘FGP’, associated there-
20 with;

21 “(3) The name ‘Senior Companion Program’
22 and the logo and acronym, ‘SCP’, associated there-
23 with;

24 “(4) The name ‘Volunteers in Service to Amer-
25 ica’ and the logo and acronym, ‘VISTA’, associated
26 therewith; and

1 “(5) The name ‘National Senior Volunteer
2 Corps’.

3 “(b) SPECIAL ACCOUNT.—The Director shall deposit
4 into a special account, to be available to foster and expand
5 volunteerism consistent with this Act, all fees collected
6 under regulations prescribed by the Director relating to
7 use or reproduction of the property described in subsection
8 (a) by entities other than ACTION.

9 “(c) IMPROPER USE.—

10 “(1) IN GENERAL.—Whoever, except as per-
11 mitted by the laws of the United States and regula-
12 tions issued by the Director—

13 “(A) uses the names ‘ACTION’, ‘National
14 Senior Volunteer Corps’, ‘Retired and Senior
15 Volunteer Program’ (or its acronym, ‘RSVP’),
16 ‘Foster Grandparent Program’ (or its acronym,
17 ‘FGP’), ‘Senior Companion Program’ (or its ac-
18 ronym, ‘SCP’), or ‘Volunteers in Service to
19 America’ (or its acronym, ‘VISTA’), as part of
20 the business or firm name of a person, corpora-
21 tion, partnership, association or other business
22 entity; or

23 “(B) falsely advertises or represents, or
24 publishes or displays any sign, symbol or adver-
25 tisement reasonably calculated to convey the

1 impression that the entity is affiliated with,
2 funded by, or operating under the authority of
3 ACTION or any of its locally funded programs;
4 may be enjoined under an action filed by the Attor-
5 ney General, upon a complaint by the Director.

6 “(2) EXCEPTION.—This section shall not make
7 unlawful the use of any name or title which was law-
8 ful on the date of enactment of this section.

9 “(d) DEFINITIONS.—For purposes of this section:

10 “(1) FOSTER GRANDPARENT PROGRAM.—The
11 term ‘Foster Grandparent Program’ means the pro-
12 gram established under part B of title II.

13 “(2) NATIONAL SENIOR VOLUNTEER CORPS.—
14 The term ‘National Senior Volunteer Corps’ means
15 the programs established under parts A, B, C, and
16 E of title II.

17 “(3) RETIRED AND SENIOR VOLUNTEER PRO-
18 GRAM.—The term ‘Retired and Senior Volunteer
19 Program’ means the program established under part
20 A of title II.

21 “(4) SENIOR COMPANION PROGRAM.—The term
22 ‘Senior Companion Program’ means the program es-
23 tablished under part C of title II.

24 “(5) VOLUNTEERS IN SERVICE TO AMERICA.—
25 The terms ‘Volunteers in Service to America’ and

1 'VISTA' mean the program established under part A
2 of title I."

3 **SEC. 355. CENTER FOR RESEARCH AND TRAINING.**

4 Title IV (as amended by section 354) is further
5 amended by at the end thereof the following new section:

6 "CENTER FOR RESEARCH AND TRAINING

7 SEC. 427. There is established within ACTION a
8 Center for Research and Training on Volunteerism. The
9 Center shall carry out research concerning the impact of
10 volunteerism on individuals, organizations, and commu-
11 nities. The Center shall provide training to help improve
12 programs across the country. The Center may award
13 grants to, or enter into contracts with, organizations in
14 order to carry out its responsibilities."

15 **SEC. 356. DEPOSIT REQUIREMENT CREDIT FOR SERVICE**
16 **AS A VOLUNTEER.**

17 *(a) CIVIL SERVICE RETIREMENT SYSTEM.—*

18 *(1) Section 8332(j) of title 5, United States Code,*
19 *is amended—*

20 *(A) in paragraph (1), by inserting "as a*
21 *full-time volunteer enrolled in a program of at*
22 *least 1 year's duration under part A, B, or C of*
23 *title I of the Domestic Volunteer Service Act of*
24 *1973," after "Economic Opportunity Act of*
25 *1964," and*

1 (B) by adding at the end thereof the follow-
2 ing new paragraph:

3 “(3) The provisions of paragraph (1) of this sub-
4 section relating to credit for service as a volunteer or
5 volunteer leader under the Economic Opportunity Act
6 of 1964 and the Domestic Volunteer Service Act of
7 1973 shall not apply to any period of service as a vol-
8 unteer or volunteer leader of an employee or Member
9 with respect to which the employee or Member has
10 made the deposit with interest, if any, required by
11 section 8334(l) of this title.”.

12 (2)(A) Section 8334 of title 5, United States
13 Code, is amended by adding at the end thereof the fol-
14 lowing new subsection:

15 “(1)(1) Each employee or Member who has performed
16 service as a volunteer or volunteer leader under part A of
17 title VIII of the Economic Opportunity Act of 1964 or as
18 a full-time volunteer enrolled in a program of at least 1
19 year's duration under part A, B, or C of title I of the Do-
20 mestic Volunteer Service Act of 1973, before the date of sepa-
21 ration from service on which the entitlement to any annuity
22 under this subchapter is based may pay, in accordance with
23 such regulations as the Office of Personnel Management
24 shall issue, to the agency by which the employee is employed
25 or, in the case of a Member or a Congressional employee,

1 *to the Secretary of the Senate or the Clerk of the House*
2 *of Representatives, as appropriate, an amount equal to 7*
3 *percent of the readjustment allowance paid to the employee*
4 *or Member under section 803 of the Economic Opportunity*
5 *Act of 1964 or section 105(a) of the Domestic Volunteer*
6 *Service Act of 1973 for each period of service as such a*
7 *volunteer or volunteer leader.*

8 “(2) *Any deposit made under paragraph (1) more than*
9 *2 years after the later of—*

10 “(A) *the date of enactment of this Act, or*

11 “(B) *the date on which the employee or Member*
12 *making the deposit first becomes an employee or*
13 *Member, shall include interest on such amount, com-*
14 *puted and computed annually beginning on the date*
15 *of the expiration of the 2-year period. The interest*
16 *rate that is applicable in computing interest in any*
17 *year under this subparagraph shall be equal to the in-*
18 *terest rate that is applicable for such year under sub-*
19 *section (c).*

20 “(3) *Any payment received by an agency, the Sec-*
21 *retary of the Senate, or Clerk of the House of Representa-*
22 *tives under this subsection shall be immediately remitted*
23 *to the Office of Personnel Management for deposit in the*
24 *Treasury of the United States to the credit of the Fund.*

1 “(4) *The Director of ACTION shall furnish such infor-*
2 *mation to the Office to the Personnel Management as the*
3 *Office may determine to be necessary for the administration*
4 *of this subsection.*”.

5 (B) *Section 8334(e) of title 5, United States*
6 *Code, is amended in paragraphs (1) and (2) by strik-*
7 *ing “or (k)” each place that such appears and insert-*
8 *ing “(k), or “(l)”.*

9 (b) *FEDERAL EMPLOYEES RETIREMENT SYSTEM.—*

10 (1) *Section 8411 of title 5, United States Code,*
11 *is amended—*

12 (A) *in subsection (b)(3), by striking “sub-*
13 *section (f)” and inserting “subsection (f) or (g)”;*
14 *and*

15 (B) *by adding at the end thereof the follow-*
16 *ing new subsection:*

17 “(g) *An employee or Member shall be allowed credit*
18 *for services as a volunteer or volunteer leader under part*
19 *A of title VIII of the Economic Opportunity Act of 1964,*
20 *or as a full-time volunteer enrolled in a program of at least*
21 *1 year's duration under part A, B, or C of title I of the*
22 *Domestic Volunteer Service Act of 1973, performed at any*
23 *time prior to the separation from service entitlement to any*
24 *annuity is based if the employee or Member has made a*

1 *deposit with interest, if any, with respect to such service*
2 *under section 8422(f).".*

3 *(2) Section 8422 of title 5, United States Code,*
4 *is amended by adding at the end thereof the following*
5 *new subsection:*

6 *"(f)(1) Each employee or Member who has performed*
7 *service as a volunteer or volunteer leader under part A of*
8 *title VIII of the Economic Opportunity Act of 1964, or as*
9 *a full-time volunteer enrolled in a program or at least 1*
10 *year's duration under part A, B, or C of title I of the Do-*
11 *mestic Volunteer Service Act of 1973, before the date of the*
12 *separation from service on which the entitlement to any an-*
13 *nuity under this subchapter, or subchapter V of this chap-*
14 *ter, is based may pay, in accordance with such regulations*
15 *as the Office of Personnel Management shall issue, to the*
16 *agency by which the employee is employed or, in the case*
17 *of Member or a congressional employee, to the Secretary of*
18 *the Senate or Clerk of the House of Representatives, as ap-*
19 *propriate, an amount equal to 3 percent of the readjustment*
20 *allowance paid to the employee or Member under title VIII*
21 *of the Economic Opportunity Service Act of 1964 or title*
22 *I of the Domestic Volunteer Service Act of 1973 for each*
23 *period of service as such a volunteer or volunteer leader.*

24 *"(2) Any deposit made under paragraph (1)*
25 *more than two years after the later of—*

1 “(A) the date of enactment of this Act, or
2 “(B) the date on which the employee or
3 Member making the deposit first becomes an em-
4 ployee or Member,
5 shall include interest on such amount computed and
6 compounded annually beginning on the date of the ex-
7 piration of the 2-year period. The interest rate that
8 is applicable in computing interest in any year under
9 this paragraph shall be equal to the interest rate that
10 is applicable for such year under section 8334(e).

11 “(3) Any payment received by an agency, the
12 Secretary of the Senate, or the Clerk of the House of
13 Representatives under this subsection shall be imme-
14 diately remitted to the Office of Personnel Manage-
15 ment for deposit in the Treasury of the United States
16 to the credit of the Fund.

17 “(4) The Director of ACTION shall furnish such
18 information to the Office of Personnel Management as
19 the Office may determine to be necessary for the ad-
20 ministration of this subsection.”

21 (c) *APPLICABILITY AND OTHER PROVISIONS.*—

22 “(1)(A) The amendments made by subsections (a)
23 and (b) shall apply with respect to credit for service
24 as a volunteer or volunteer leader under the Economic
25 Opportunity Act of 1964 or the Domestic Volunteer

1 *Service Act of 1973 to individuals who are entitled to*
2 *an annuity on the basis of a separation from service*
3 *occurring before, on, or after the effective date of this*
4 *Act.*

5 *(B) In the case of any individual whose entitle-*
6 *ment to an annuity is based on a separation from*
7 *service occurring before the date of enactment of this*
8 *Act, any increase in such individual's annuity on the*
9 *basis of a deposit made pursuant to section 8334(1)*
10 *or section 8442(f) of title 5, United States Code as*
11 *amended by this Act shall be effective only with re-*
12 *spect to annuity payments payable for calendar*
13 *months beginning after the date of enactment of this*
14 *Act.*

15 *(C) In the case of any individual who is entitled*
16 *to an annuity under subchapter III of chapter 83 of*
17 *title 5, United States Code, credit for service under*
18 *such subchapter III shall be subject to paragraphs (2)*
19 *through (6).*

20 *(2) Subject to paragraph (3), in any case in*
21 *which an individual described in paragraph (1)(C) is*
22 *also entitled to old age or survivor's insurance bene-*
23 *fits under section 202 of the Social Security Act (or*
24 *would be entitled to such benefits upon filing an ap-*
25 *plication therefore), the amount of the annuity to*

1 *which such individual is entitled under subchapter*
2 *III of chapter 83 of title 5, United States Code (after*
3 *taking in account service as a volunteer or volunteer*
4 *leader under the Economic Opportunity Act of 1964*
5 *and the Domestic Volunteer Service Act of 1973)*
6 *which is payable for any month shall be reduced by*
7 *an amount determined by multiplying the amount of*
8 *such old-age or survivor's insurance benefit for the de-*
9 *termination month by a fraction—*

10 (A) *The numerator of which is the total of*
11 *the wages (within the meaning of section 209 of*
12 *the Social Security Act) for service as a volun-*
13 *teer or volunteer leader under the Economic Op-*
14 *portunity Act of 1964 and the Domestic Volun-*
15 *teer Service Act of 1973 of such individual cred-*
16 *ited for years before the calendar year in which*
17 *the determination month occurs, up to the con-*
18 *tribution and benefit base determined under sec-*
19 *tion 230 of the Social Security Act (or other ap-*
20 *plicable maximum annual amount referred to in*
21 *section 215(e)(1) of such Act for each year; and*

22 (B) *the denominator of which is the total of*
23 *all wages described in subparagraph (A), plus all*
24 *other wages (within the meaning of section 209*
25 *of such Act) and all self-employment income*

1 *(within the meaning of section 211(b) of such*
2 *Act) of such individual credited for years after*
3 *1936 and before the calendar year in which the*
4 *determination month occurs, up to the contribu-*
5 *tion and benefit base (of such other amount re-*
6 *ferred to in section 215(e)(1) of such Act) for*
7 *each such year.*

8 *(3) Paragraph (2) shall not reduce the annuity*
9 *of an individual below the amount of the annuity*
10 *which would be payable to the individual for the de-*
11 *termination month if service of a volunteer or volun-*
12 *teer leader under the Economic Opportunity Act of*
13 *1964 or the Domestic Volunteer Service Act of 1973*
14 *were not creditable in the computation of the individ-*
15 *ual's annuity for such month.*

16 *(1) For purposes of this subsection, the term "de-*
17 *termination month" means—*

18 *(A) the first month the individual described*
19 *in paragraph (1)(C) is entitled to old-age or sur-*
20 *vivor's benefits under section 202(a) of the Social*
21 *Security Act (or would be entitled to such bene-*
22 *fits upon filing an application therefore); or*

23 *(B) the first calendar month beginning after*
24 *the date of enactment of this Act, in the case of*

1 *any individual entitled to such benefits for such*
2 *month.*

3 *(5) The provisions of paragraphs (2) through (4)*
4 *of this subsection shall take effect with respect to any*
5 *annuity payment payable under subchapter III of*
6 *chapter 83 of title 5, United States Code, for calendar*
7 *months beginning after the date of enactment of this*
8 *Act.*

9 *(6) The Secretary of Health and Human Serv-*
10 *ices shall furnish such information to the Office of*
11 *Personnel Management as may be necessary to carry*
12 *out the provisions of this subsection.*

13 *(7) The Director of the Office of Personnel Man-*
14 *agement shall take such action as may be necessary*
15 *and appropriate to inform individuals entitled to*
16 *credit hereunder for service as a volunteer or volun-*
17 *teer leader, or to have any annuity recomputed, or to*
18 *make a deposit under this section, of such entitle-*
19 *ment.]*

20 **CHAPTER 4—AUTHORIZATION OF APPRO-**
21 **PRIATIONS AND OTHER AMENDMENTS**

22 **SEC. 361. AUTHORIZATION OF APPROPRIATIONS FOR TITLE**

23 **I.**

24 Section 501 (42 U.S.C. 5081) is amended to read as
25 follows:

1 "NATIONAL VOLUNTEER ANTIPOVERTY PROGRAMS

2 "SEC. 501. (a) AUTHORIZATIONS.—

3 "(1) VOLUNTEERS IN SERVICE TO AMERICA.—

4 There are authorized to be appropriated to carry out
5 part A of title I, excluding sections 104(e) and 109,
6 such sums as may be necessary for each of the fiscal
7 years 1994 through 1998.

8 "(2) SUMMER PROGRAM.—There are authorized
9 to be appropriated to carry out section 104(e), such
10 sums as may be necessary for each of the fiscal
11 years 1994 through 1998.

12 "(3) LITERACY ACTIVITIES.—There are author-
13 ized to be appropriated to carry out section 109,
14 such sums as may be necessary for each of the fiscal
15 years 1994 through 1998.

16 "(4) STUDENT COMMUNITY SERVICE PRO-
17 GRAMS.—There are authorized to be appropriated to
18 carry out part B of title I, such sums as may be nec-
19 essary for each of the fiscal years 1994 through
20 1998.

21 "(5) SPECIAL VOLUNTEER PROGRAMS.—There
22 are authorized to be appropriated to carry out part
23 C of title I, excluding section 125, such sums as may
24 be necessary for each of the fiscal years 1994
25 through 1998.

1 “(6) LITERACY CHALLENGE GRANTS.—There
2 are authorized to be appropriated to carry out sec-
3 tion 125, such sums as may be necessary for each
4 of the fiscal years 1994 through 1998.

5 “(b) SUBSISTENCE.—The minimum level of allow-
6 ances for subsistence required under section 105(b)(2), to
7 be provided to each volunteer under this Act may not be
8 reduced or limited in order to provide for an increase in
9 the number of volunteer service years under part A of title
10 I.

11 “(c) LIMITATION.—No part of the funds appro-
12 priated to carry out part A of title I may be used to pro-
13 vide volunteers or assistance to any program or project
14 authorized under part B or C of title I, or under title II,
15 unless the program or project meets the antipoverty cri-
16 teria of part A of title I.

17 “(d) AVAILABILITY.—Amounts appropriated for part
18 A of title I shall remain available for obligation for a 2-
19 year period.

20 “(e) VOLUNTEER SERVICE REQUIREMENT.—Of the
21 amounts appropriated under this section for parts A, B,
22 and C of title I, including section 125, there shall first
23 be available for part A of title I an amount not less than
24 the amount necessary to provide 5,500 volunteer service
25 years in fiscal year 1994, and 7,500 volunteer service

1 years in each of fiscal years 1995, 1996, 1997, and 1998.
2 If funds are insufficient to meet this requirement, the Di-
3 rector shall submit a plan to the relevant authorizing and
4 appropriations committees of Congress that will detail
5 what is necessary to fully meet this requirement.”.

6 **SEC. 362. AUTHORIZATION OF APPROPRIATIONS FOR TITLE**

7 **II.**

8 Section 502 (42 U.S.C. 5082) is amended to read as
9 follows:

10 “NATIONAL SENIOR VOLUNTEER CORPS

11 “SEC. 502. (a) RETIRED AND SENIOR VOLUNTEER
12 PROGRAM.—There are authorized to be appropriated to
13 carry out part A of title II, such sums as may be necessary
14 for each of the fiscal years 1994 through 1998.

15 “(b) FOSTER GRANDPARENT PROGRAM.—There are
16 authorized to be appropriated to carry out part B of title
17 II, such sums as may be necessary for each of the fiscal
18 years 1994 through 1998.

19 “(c) SENIOR COMPANION PROGRAM.—There are au-
20 thorized to be appropriated to carry out part C of title
21 II, such sums as may be necessary for each of the fiscal
22 years 1994 through 1998.

23 “(d) DEMONSTRATION PROGRAMS.—There are au-
24 thorized to be appropriated to carry out part E of title
25 II, such sums as may be necessary for each of the fiscal
26 years 1994 through 1998.”.

1 **SEC. 363. AUTHORIZATION OF APPROPRIATIONS FOR TITLE**

2 **IV.**

3 Section 504 (42 U.S.C. 5084) is amended to read as
4 follows:

5 **"ADMINISTRATION AND COORDINATION**

6 **"SEC. 504 (a) IN GENERAL.—**For each of the fiscal
7 years 1994 through 1997, there are authorized to be ap-
8 propriated for the administration of this Act as provided
9 for in title IV, 20 percent of the total amount appropriated
10 under sections 501, 502, and title VII with respect to such
11 year.

12 **"(b) EVALUATION AND CENTER FOR RESEARCH AND**
13 **TRAINING.—**For each of the fiscal years 1994 through
14 1998, the Director is authorized to expend not less than
15 one-half of 1 percent, nor more than 1 percent, from the
16 amounts appropriated under sections 501, 502, and title
17 VII for the purposes prescribed in sections 416 and 427."

18 **SEC. 364. CONFORMING AMENDMENTS; COMPENSATION**
19 **FOR VISTA FECA CLAIMANTS.**

20 Section 8143(b) of title 5, United States Code, is
21 amended by striking "GS-7" and inserting "GS-5".

22 **SEC. 365. REPEAL OF AUTHORITY FOR YOUTHBUILD PRO-**
23 **GRAM.**

24 Title VII (42 U.S.C. 5051 et seq.) is repealed.

1 **SEC. 366. EFFECTIVE DATE.**

2 This subtitle shall become effective on October
3 1, 1993, or on the date of enactment of this Act,
4 whichever is later.